

Act No. 70 of 1961**PENSIONS INCREASES (PUBLIC SERVICE)**

70 of 1961
51 of 1962

An Act to provide Increases of pensions and special pensions payable in respect of Service in the Public Service of The Bahamas and to repeal the Pensions (Increases) Act, 1956.

[Commencement 31st July, 1961]

Short title.

1. This Act may be cited as the Pensions Increases (Public Service) Act.

Interpretation.

2. In this Act, unless the context otherwise requires —

“consolidated pension” means the total amount of a pension and a special pension consolidated under the provisions of section 12 of this Act;

“pension” means a pension other than a special pension payable to a person in respect of his service in the public service of The Bahamas under the provisions of any Act relating generally to the pensions of members of the public service of The Bahamas or relating to the pensions of particular classes of members of the public service of The Bahamas;

“police officer” means a member of the Bahamas Police Force of any rank;

“salary” means a salary paid out of the public funds of The Bahamas;

“special pension” means —

(a) a pension payable to a person in respect of his service in the public service of The Bahamas under the provisions of an Act relating solely to the pension of such person;

Ch. 43.

(b) a pension payable under the provisions of section 13 of the Pensions Act.

Increase of pension computed on salary paid prior to 1st January 1952.

3. Subject to the provisions of section 12 of this Act every person, who upon the date of the coming into operation of this Act, was in receipt of or is entitled to receive a pension computed upon salary paid to him prior

to the first day of January 1952, shall be entitled to receive and shall be paid, with effect from the date of the coming into operation of this Act, an increase of such pension in accordance with the rates specified in the First Schedule to this Act, which increase shall be in lieu of the increase, if any, of such pension provided by any other Act.

First Schedule.

4. Every person who, after the date of the coming into operation of this Act becomes entitled to be paid a pension computed upon a salary paid to him prior to the first day of January 1952, shall upon so becoming entitled to be paid such pension, be entitled to receive and shall be paid an increase of such pension in accordance with the rates specified in the First Schedule to this Act which increase shall be in lieu of the increase, if any, of such pension provided by any other Act.

Future increases computed on pre-1952 salary.

5. Subject to the provisions of section 12 of this Act, every person, who upon the date of the coming into operation of this Act was in receipt of or is entitled to receive a pension computed upon a salary paid to him after the thirty-first day of December 1951, and before the first day of January 1956, shall be entitled to receive and shall be paid, with effect from the date of the coming into operation of this Act, an increase of such pension in accordance with the rates specified in the Second Schedule to this Act, which shall be in lieu of the increase, if any, of such pension provided by any other Act.

Increases where salary paid 1952-1955.

Second Schedule.

6. Every person who, after the date of the coming into operation of this Act, becomes entitled to be paid a pension computed upon a salary paid to him after the thirty-first day of December 1951, and before the first day of January 1956, shall upon so becoming entitled to be paid such pension, be entitled to receive and shall be paid an increase of such pension in accordance with the rates specified in the Second Schedule to this Act, which shall be in lieu of the increase, if any, of such pension provided by any other Act.

Future increases computed on salary paid 1952-1955.

Second Schedule.

7. Subject to the provisions of section 12 of this Act, every person, other than a police officer, who upon the date of the coming into operation of this Act was in receipt of or is entitled to receive a pension computed upon salary paid to him after the thirty-first day of December 1955, and before the first day of January 1959, shall be entitled to receive and shall be paid, with effect from the date of the

Increases where salary paid 1956-1958, except police officers.

Third Schedule. coming into operation of this Act, an increase of such pension in accordance with the rates specified in the Third Schedule to this Act.

Future increases on salary paid 1956-1958 except police officers.

Third Schedule.

8. Every person, other than a police officer, who after the date of the coming into operation of this Act becomes entitled to be paid a pension computed upon a salary paid to him after thirty-first day of December 1955, and before the first day of January 1959, shall upon so becoming entitled to be paid such pension, be entitled to receive and shall be paid an increase of such pension in accordance with the rates specified in the Third Schedule to this Act.

Increase for police officers on salary paid between 1st January 1956 and 1st July 1958.

Third Schedule.

9. Subject to the provisions of section 12 of this Act, every police officer, who upon the date of the coming into operation of this Act was in receipt of or is entitled to receive a pension computed upon a rate of salary paid to him after the thirty-first day of December 1955, and before the first day of July 1958, shall be entitled to receive and shall be paid, with effect from the date of the coming into operation of this Act, an increase of such pension in accordance with the rates specified in the Third Schedule to this Act.

Future increase for police officers on salary paid between 1st January 1956 and 1st July 1958.

Third Schedule.

10. Every police officer who, after the date of the coming into operation of this Act becomes entitled to be paid a pension computed upon a salary paid to him after the thirty-first day of December 1955, and before the first day of July 1958, shall upon so becoming entitled to be paid such pension, be entitled to receive and shall be paid an increase of such pension in accordance with the rates specified in the Third Schedule to this Act.

Increase of special pensions.

11. (1) Subject to the provisions of section 12 of this Act every person, other than a police officer, entitled to a special pension granted to him prior to the first day of January 1952, or between the thirty-first day of December 1951, and the first day of January 1956, or between the thirty-first day of December 1955, and the first day of January 1959, shall be entitled to receive, in lieu of the increase, if any, under the provisions of any other Act, an increase of such special pension as follows:

First Schedule.

- (a) a special pension granted prior to the first day of January 1952 — an increase prescribed by the First Schedule to this Act;

- (b) a special pension granted between the thirty-first day of December 1951, and the first day of January 1956 — an increase prescribed by the Second Schedule.
- (c) a special pension granted between the thirty-first day of December 1955, and the first day of January 1959 — an increase prescribed by the Third Schedule.

(2) Subject to the provisions of section 12 of this Act, every police officer entitled to a special pension granted to him prior to the first day of January 1952, or between the thirty-first day of December 1951, and the first day of January 1956, or between the thirty-first day of December 1955, and the first day of July 1958, shall be entitled to receive, in lieu of the increase, if any, under the provisions of any other Act, an increase of such special pension as follows:

- (a) a special pension granted prior to the first day of January 1952 — an increase prescribed by the First Schedule.
- (b) a special pension granted between the thirty-first day of December 1951, and the first day of January 1956 — an increase prescribed by the Second Schedule.
- (c) a special pension granted between the thirty-first day of December 1955, and the first day of July 1958 — an increase prescribed by the Third Schedule.

12. If any person receives a pension and a special pension eligible for increases under the provisions of this Act he shall be paid the appropriate increases in respect of each such pension and each such special pension under the provisions of this Act, unless such pension and special pension each qualify for increases under the same Schedule to this Act, in which case such pension and special pension shall be consolidated and be regarded as one sum for the purpose of assessing the amount of the increase under the particular Schedule.

13. Any person who on the thirtieth day of July 1961, was in receipt of increases in pension or special pension of a total amount greater than the total amount of increases provided by this Act shall continue to be paid with the effect from the thirty-first day of July 1961, such greater

amount instead of the total amount of increases to which he would otherwise be entitled under the provisions of this Act.

Mode of payment of increases of pension and special pension.

14. All sums payable under the provisions of this Act shall be paid out of the Treasury by warrant in the usual manner.

FIRST SCHEDULE (Sections 3, 4, 11)

<i>Amount of Pension, Special Pension or Consolidated Pension.</i>	<i>Rate of Increase.</i>
on the first £100 or part thereof	153
or part thereof	135
on the third £100 or part thereof	
100 on the fourth £100 or part thereof	70

SECOND SCHEDULE (Sections 5, 6, 11)

<i>Amount of Pension, Special Pension or Consolidated Pension.</i>	<i>Rate of Increase.</i>
on the first £100 or part thereof	32
or part thereof	31
on the third £100 or part thereof	
30 on the fourth £100 or part thereof	26
on the fifth £100 or part thereof	
19 on the amounts in excess of £500.	12½

THIRD SCHEDULE (Sections 7, 8, 9, 10, 11)

<i>Amount of Pension, Special Pension or Consolidated Pension.</i>	<i>Rate of Increase.</i>
on the first £100 or part thereof	15
or part thereof	14
on the third £100 or part thereof	
12 on the fourth £100 or part thereof	10
on the fifth £100 or part thereof	
5 on the amounts in excess of £500	2½