

*Legal Supplement Part A to the "Trinidad and Tobago Gazette", Vol. 47,
No. 157, 13th November, 2008*

First Session Ninth Parliament Republic of
Trinidad and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 22 of 2008

[L.S.]

AN ACT to amend the Assisted Secondary School
Teachers' Pensions Act, Chap. 39:03

[Assented to 6th November, 2008]

ENACTED by the Parliament of Trinidad and Tobago as Enactment
follows:—

1. This Act may be cited as the Assisted Secondary Short title
School Teachers' Pensions (Amendment) Act, 2008.

Interpretation
Chap. 39:03

2. In this Act, “the Regulations” means the Assisted Secondary School Teachers’ Pensions Regulations.

Sections 11A, 11B and
11C inserted

3. The Assisted Secondary School Teachers’ Pensions Act is amended by inserting after section 11, the following sections:

“Computation of pension in acting capacity, prior to compulsory retirement

11A. (1) Where a teacher who immediately prior to—

(a) the date of his compulsory retirement; or

(b) the date on which he proceeds on annual leave prior to the date of compulsory retirement,

has acted in a higher office for a period of three continuous years, that teacher shall be eligible to have his pension, gratuity or other allowance calculated as if he were confirmed in that higher office and for the purpose of computing such pension, gratuity or other allowance, he shall be deemed to be a teacher to whom regulation 11(1)(a) of the Regulations applies.

(2) Where a teacher who immediately prior to—

(a) the date of his compulsory retirement; or

(b) the date on which he proceeds on annual leave prior to the date of compulsory retirement,

has acted in a higher office for a period of one continuous year but less than three continuous years, that teacher shall be eligible to have his pension, gratuity or other allowance calculated as if he were confirmed in that higher office during that period and for the purpose of computing

such pension, gratuity or other allowance, he shall be deemed to be a teacher to whom regulation 11(1)(c) and (2) of the Regulations applies.

Computation
of pension
on promotion
following
acting, prior
to compulsory
retirement

11B. (1) Where a teacher who is promoted to a higher office having acted in that higher office retires compulsorily, and the period of acting together with his service in the office to which he has been promoted amounts to a period of not less than—

- (a) three continuous years, he shall be eligible to have his pension, gratuity or other allowance calculated as if he had held that higher office during the entire period and for the purpose of computing such pension, gratuity or other allowance, he shall be deemed to be a teacher to whom regulation 11(1)(a) of the Regulations applies; or
- (b) one continuous year but less than three continuous years, he shall be eligible to have his pension, gratuity or other allowance calculated as if he had held that higher office during that period and for the purpose of computing such pension, gratuity or other allowance, he shall be deemed to be a teacher to whom regulation 11(1)(c) and (2) of the Regulations applies.

Commence-
ment

11C. The provisions of sections 11A and 11B are deemed to have come into effect on January 1, 2005.”.

Passed in the House of Representatives this 23rd day of July, 2008.

J. SAMPSON
Clerk of the House

Passed in the Senate this 21st day of October, 2008.

N. JAGGASSAR
Clerk of the Senate