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GOVERNMENT NOTICES

The following Government Notices are published by Order of the President.

No. 1198 of 2017

GAZETTE SUPPLEMENT

The following Bill is published as a Legal Supplement to this number of the Official Gazette.

Gazette	Description	Price
84	Public Service Special Pension Bill, 2017. (Bill No. 23 of 2017)	8.00

PUBLIC SERVICE SPECIAL PENSION BILL, 2017

(Bill No. 23 of 2017)

OBJECTS AND REASONS

This Bill seeks to provide for special pension to certain categories of public service officers.

Part I provides for the preliminary matters, namely the short title, interpretation and eligibility for special pension.

Part II provides for the categories entitled for special pension and the rate of special pension.

Part III provides for the management of special pension such as continuance in service, management of pension and application form and sanction of special pension.

Part IV provides for miscellaneous provisions such as life certificate, power to make regulations and schedules.

Dated this 30th day of October, 2017.

**FRANK D.R. ALLY
ATTORNEY-GENERAL**

PUBLIC SERVICE SPECIAL PENSION BILL, 2017

(Bill No. 23 of 2017)

ARRANGEMENT OF SECTIONS

PART I - PRELIMINARY

Sections

1. Short title
2. Interpretation
3. Application of the Act

PART II - ENTITLEMENT TO SPECIAL PENSION

4. Entitlement to special pension
5. Rate of special pension payable

PART III - MANAGEMENT OF SPECIAL PENSION

6. Continuance in employment
7. Management of special pension
8. Application form and sanction of special pension

PART IV - MISCELLANEOUS

9. Life certificate
10. Obligation to provide information
11. Regulations

Schedule 1

Schedule 2

PUBLIC SERVICE SPECIAL PENSION BILL, 2017

(Bill No. 23 of 2017)



A BILL

OF

AN ACT to provide for special pension to certain categories of public service officers.

ENACTED by the President and the National Assembly.

PART I - PRELIMINARY

1. This Act may be cited as the Public Service Special Pension Act, 2017. Short title

PUBLIC SERVICE SPECIAL PENSION BILL, 2017

(Bill No. 23 of 2017)



A BILL

OF

AN ACT to provide for special pension to certain categories of public service officers.

ENACTED by the President and the National Assembly.

PART I - PRELIMINARY

1. This Act may be cited as the Public Service Special Pension Act, 2017. Short title

Interpretation

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

“continuous service” means uninterrupted employment during the period provided that an interruption up to ninety days shall not be considered an interrupting continuous employment for the purpose of a claim for a special pension;

“Government Service” means paid service in a public office or any employment in respect of which a salary or wage is paid from the Consolidated Fund and for the purpose of this Act it includes Fire and Rescue Officers employed by the Seychelles Civil Aviation Authority;

“Life Certificate” means a certificate issued by a medical practitioner certifying that the person specified therein is alive on the date of issue of the certificate.

“Minister” means the Minister responsible for Public Administration;

“public officer” means a person employed in any of the profession or service specified in Schedule 1.

Eligibility
for special
pension

3. A public officer shall be eligible for special pension under this Act, if he or she —

- (a) was in Government Service on 1st January, 2005;
- (b) has 10 years' continuous service or 20 years' aggregate service in the profession and attained age of 60 years on the coming into force of this Act or on attaining the age of 60 years; and

- (c) is not receiving a Government pension under the Pensions Act (Cap 159) or a public sector pension under the Public Sector Special Pension Act, 2005 (Act 9 of 2005) or any pension funded from Consolidated Funds.

PART II - ENTITLEMENT TO SPECIAL PENSION

4. The public officers specified in Schedule 1 who are citizens of Seychelles shall be entitled to the special pension.

Categories
entitled for
special pension

5.(1) The special pension shall be payable from 1st July, 2017.

Rate of special
pension
payable

(2) The special pension shall be paid at a monthly rate of SCR1,000.

(3) The amount of pension under subsection (2) shall be reviewed periodically taking into consideration the percentage increase in the retail price index in such manner as may be prescribed.

PART III - MANAGEMENT OF SPECIAL PENSION

6.(1) A public officer may continue in employment until they reach national retirement age under the Employment Act or the age to qualify for their pension under the Seychelles Pension Fund Act or Social Security Fund Act.

Continuance
in
employment

(2) The special pension payable shall be irrespective of any retirement benefit paid by the Social Security Fund or the Seychelles Pension Fund.

7.(1) The scheme for special pension shall be managed by the Chief Secretary in the Department of Public Administration.

Management
of pension

(2) An application for special pension under this Act shall be submitted to the Chief Secretary in the form set out in the Schedule.

Application
form and
sanction of
special pension

8.(1) The following documents shall accompany the application form —

- (a) a certified copy of the applicant's birth certificate;
- (b) a certified copy of the applicant's national identity card;
- (c) an employment record held by the employing organisation; and
- (d) the bank account details.

(2) The Department of Public Administration may call for any further details or documents, as may be considered necessary for determining the applicant's eligibility for special pension, from the Department where the applicant was employed.

(3) The Chief Secretary of the Department of Public Administration shall sanction the special pension if the applicant is found eligible.

PART IV - MISCELLANEOUS

Life
certificate

9. A pensioner shall produce a Life Certificate to the Department of Public Administration every six months.

Regulations

10.(1) The Minister may make regulations for carrying into effect provisions of this Act.

(2) Without prejudice to the generality of subsection (1) the regulations may provide for —

- (a) revision of pension; or
- (b) any other matter which may be required to be prescribed.

(3) The Minister may by regulations amend the Schedules.

SCHEDULE 1

- (a) Nursing profession;
- (b) Medical and dental profession;
- (c) Teaching profession;
- (d) Seychelles People's Defence Force ;
- (e) Seychelles Police Force;
- (f) Seychelles Prison Service;
- (g) Officers appointed under the repealed National Drug Enforcement Agency Act (Cap 292);
- (h) Seychelles Fire and Rescue Service Agency;
- (i) Fire and Rescue Service of the Seychelles Civil Aviation Authority

SCHEDULE 2

APPLICATION FOR A SPECIAL PUBLIC SERVICE PENSION

To be completed in CAPITAL letters by all applicants

NIN NUMBER

Gender <input type="checkbox"/> F <input type="checkbox"/> M	Family Name <hr/> Family name at birth, if different	Given Name(s) <hr/> Given name (s) at birth, if different
Date of birth day month year ____ / ____ / ____	Place of birth _____	
Previous employer (if applicable) Post title Date of employment from..... to..... Total years of service	Current Employer (if applicable) Post title Date of employment from to Total years of service	
State the financial institution of your choice where you wish your pension to be paid		
Name of financial institution _____ Address _____ _____	Your account number _____	
I declare that all the information given on this application is true and correct Signature X _____ Date: ____ / ____ / ____		

DOCUMENTS TO ACCOMPANY APPLICATION

- Certified Copy of Birth Certificate**
- Certified Copy of National Identity Card**
- Employment record**
- Bank account details**

FOR OFFICIAL USE

APPLICATION RECEIVED BY:Date:

APPLICATION VERIFIED BY:Date:

EFFECTIVE DATE OF PENSION

APPLICATION APPROVED BY:Date: