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

[Assented to 7th November, 2008]

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

1. This Act may be cited as the Assisted Secondary School Teachers’ Pensions (Amendment) Act, 2008.
2. In this Act, “the Regulations” means the Assisted Secondary School Teachers’ Pensions Regulations.

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

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.

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.
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.

Clerk of the House

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

Clerk of the Senate