

# **PUBLIC SERVICE SPECIAL PENSION ACT, 2017**

*(Act of 2017)*

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## PUBLIC SERVICE SPECIAL PENSION ACT, 2017

*(Act of 2017)*

*I assent*



A handwritten signature in black ink, appearing to read "Danny Faure".

Danny Faure  
President

*27 Dec 2017*  
....., 2017

**AN ACT to provide for a 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

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

“Continuous service” means uninterrupted employment during a period, provided that an interruption of not more than ninety days shall not be considered as 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 including Fire and Rescue Officers employed by the Seychelles Civil Aviation Authority;

“Life Certificate” means a certificate issued by any of the persons specified in Schedule 3;

“Minister” means the Minister responsible for Public Administration;

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

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

- (a) was in Government Service on the 1st of January 2005 or joined the Government Service after that date;
- (b) has completed 10 years of continuous service or 20 years of aggregate service in a profession or service specified in Schedule 1 and has attained the age of 60 years on the coming into force of this Act, or will upon

attaining the age of 60 years have completed 10 years of continuous service or 20 years of aggregated service in the profession or service so specified; 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 Fund.

## **PART II - ENTITLEMENT TO SPECIAL PENSION**

4. Subject to this Act, public officers employed in the professions and services 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 in a monthly sum of SCR1,000.

(3) The pension under subsection (2) shall be reviewed periodically taking into consideration the percentage increase in the consumer 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 he or she reaches national retirement age under the Employment Act or the age to qualify for a pension under the Seychelles Pension Fund Act or Social Security Fund Act.

Continuance in employment

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

Management  
of pension

7. The scheme for special pension shall be managed by the Department of Public Administration.

Application  
form and  
sanction of  
special pension

8.(1) An application for special pension under this Act shall be submitted to the Department of Public Administration in the form set out in the Schedule 2.

(2) 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 records held by the employing organisations; and
- (d) the bank account details to which the special pension is to be paid.

(3) The Department of Public Administration may request any further details or documents, as may be considered necessary for determining the applicant's eligibility or entitlement to a special pension, from the employing organisation where the applicant is or was employed.

(4) The Department of Public Administration shall sanction the special pension if the applicant is determined to be eligible and entitled thereto.

#### **PART IV - MISCELLANEOUS**

Life  
certificate

9. A person receiving a special pension 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 the 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) Members of the Nursing profession;
- (b) Members of the medical and dental profession;
- (c) Members of the teaching profession;
- (d) Members of the Seychelles People's Defence Forces;
- (e) Members of the Seychelles Police Force;
- (f) Prison officers of the Seychelles Prison Service;
- (g) Enforcement Officers appointed under the repealed National Drug Enforcement Agency Act (Cap 292);
- (h) Officers of the Seychelles Fire and Rescue Service Agency;
- (i) Officers of the 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: .....

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**SCHEDULE 3**

**The following persons are eligible to issue a Life certificate —**

- 1. Branch Bank Managers**
- 2. Attorneys-at-Law or Notaries**
- 3. Judicial Officers**
- 4. Medical Practitioners**
- 5. Priests or equivalent**
- 6. Members of the National Assembly**
- 7. District Administrators**
- 8. Head Teachers**
- 9. Nurse Managers**



I certify that this is a correct copy of the Bill which was passed by the National Assembly on 5th December, 2017.

A handwritten signature in black ink, appearing to read 'T Isaac', written in a cursive style.

Mrs. Tania Isaac

Deputy Clerk to the National Assembly