This is a revised edition of the Subsidiary Laws, prepared by the Law Revision Commissioner under the authority of the Law Revision Act, Chapter 3 of the Substantive Laws of Belize, Revised Edition 2000.

ARRANGEMENT OF SUBSIDIARY LAWS
This is a revised edition of the Subsidiary Laws, prepared by the Law Revision Commissioner under the authority of the Law Revision Act, Chapter 3 of the Substantive Laws of Belize, Revised Edition 2000.

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CHAPTER 30

A PROCLAMATION

(Section 2 (1))

[7th November, 1981.]

WHEREAS certain persons who were members of the public service were granted leave to transfer to the Belize Defence Force to assist in its formation;

AND WHEREAS some of the persons who so transferred have chosen to revert to the public service and may, under the Pensions Act, do so without any break in their service but their service in the Belize Defence Force will not count as pensionable service under the said Act;

AND WHEREAS by subsection (1) of section 2 of the Pensions Act, it is enacted that the Governor-General acting in accordance with the Public Services Commission may, determine any service to be public service for the purposes of that Act;

AND WHEREAS by subsection (1) of section 134 of the Belize Constitution it is provided that subject to the provisions of Chapter XI of the said Belize Constitution the existing laws shall be construed with such modifications adaptations qualifications and exceptions as may be necessary to bring them into conformity with the Belize Constitution.

NOW THEREFORE I, Minita Elmira Gordon, Governor-General in the exercise of the powers vested in me by the Pensions Act read with the Belize Constitution do hereby determine and proclaim that the period served in the Belize Defence Force, by those public officers who were granted leave to transfer to the Belize Defence Force on or before 31st December, 1978, and
who subsequently and during the continuation of the said leave reverted to the public service, shall be public service for the purposes of the Pensions Act.
CHAPTER 30

PENSIONABLE SERVICE
(BELIZE DEFENCE FORCE) ORDER

ARRANGEMENT OF PARAGRAPHS

1. Short title.

2. Services in BDF to count for pension under Pensions Act.
CHAPTER 30

PENSIONABLE SERVICE (BELIZE DEFENCE FORCE) ORDER

(Section 2)

[8th September, 1990.]

1. This Order may be cited as the

PENSIONABLE SERVICE (BELIZE DEFENCE FORCE) ORDER.

2. In exercise of the powers vested in me by Sections 2 and 18 of the
Pensions Act, Chapter 30, and acting in accordance with the advice of the
Public Services Commission, I hereby determine that the service in the Belize
Defence Force shall be “public service” for the purpose of the Pensions Act
provided that-

(a) this Order shall be limited in its application to
members of the Belize Defence Force who do not
qualify for pension or gratuity under the Defence
Act and the Regulations made thereunder;

(b) a period not exceeding three months shall have
elapsed between leaving the Belize Defence Force
and joining the Public Service.

MADE by the Governor-General this 27th day of August, 1990.

(MINITA ELMIRA GORDON)
Governor-General

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the Government of Belize.]
CHAPTER 30

PENSIONABLE OFFICES (DECLARATION) ORDER

ARRANGEMENT OF PARAGRAPHS

1. Short title.

2. Pensionable offices.


SCHEDULE
CHAPTER 30

PENSIONABLE OFFICES (DECLARATION) ORDER

(Section 2)

[29th February, 1992.]

1. This Order may be cited as the

PENSIONABLE OFFICES (DECLARATION) ORDER.

2. The posts set out in the Schedule hereto are hereby declared to be pensionable offices for the purposes of the Pensions Act, with effect from the date shown against each.

3. Order shall be read and construed as one with the ‘Declaration of Pensionable Posts’ Notice published in the Gazette dated June 3, 1972.

MADE this 18th day of February, 1992.

(DR. DAME MINITA E. GORDON)
Governor-General
### SCHEDULE

[Paragraph 2]

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<td>1. Airport Guard</td>
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<td>2. Janitor, Civil Aviation Department</td>
<td>July 1, 1971</td>
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<td>3. Toll Collector</td>
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ARRANGEMENT OF PARAGRAPHS

1. Short title.

2. Declaration of pensionable offices.

3. Gazettes and S.I. to be read and construed as one with Order.

SCHEDULE
CHAPTER 30

PENSIONABLE OFFICES (DECLARATION) ORDER

(Section 2)

[7th August, 1993.]

1. This Order may be cited as the

PENSIONABLE OFFICES (DECLARATION) ORDER.

2. The posts set out in the Schedule hereto are hereby declared to be pensionable offices for the purposes of the Pensions Act, with effect from the date shown against each.


MADE this 26th day of July, 1993.

(DR. DAME MINITA E. GORDON)

Governor-General
**Pensions**

**SCHEDULE**
[Paragraph 2]

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<td>2. Library Assistant</td>
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<td>3. Children Librarian</td>
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<td>4. Principal Librarian</td>
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<td>5. Book Binder</td>
<td>01 April, 1993</td>
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<td><strong>MINISTRY OF WORKS</strong></td>
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<td>6. Electrician</td>
<td>01 April, 1993</td>
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CHAPTER 30

PENSIONABLE OFFICES (DECLARATION) ORDER

ARRANGEMENT OF PARAGRAPHS

1. Short title.

2. Declaration of pensionable offices.

3. Gazette Notices and S.I.s to be read and construed as one with this Order.

SCHEDULE
Pensions

CHAPTER 30

PENSIONABLE OFFICES (DECLARATION) ORDER
(Section 2)

[27th March, 1999.]

1. This Order may be cited as the

PENSIONABLE OFFICES (DECLARATION) ORDER.

2. The posts set out in the Schedule hereto are hereby declared to be pensionable offices for the purposes of the Pensions Act, with effect from the date shown against each.


MADE this 19th day of March, 1999.

(ROBERT LESLIE)
Deputy Governor-General
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<tr>
<td>Deputy Clerk, National Assembly</td>
<td>1st January, 1980</td>
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<tr>
<td>Clerk, National Assembly</td>
<td>1st December, 1990</td>
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THE SUBSIDIARY LAWS OF BELIZE

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CHAPTER 30

PENSIONS (INCREASE IN PENSIONS) ORDER

ARRANGEMENT OF PARAGRAPHS

1. Short title.
2. Increase in pensions.
3. Commencement.
CHAPTER 30

PENSIONS (INCREASE IN PENSIONS) ORDER
(Section 10)

[18th April, 1998.]

1. This Order may be cited as the PENSIONS (INCREASE IN PENSIONS) ORDER.

2. It is hereby ordered that the pensions paid to pensioners pursuant to section 10 of the Pensions Act shall be and are hereby ordered to be increased by two per centum (2%) per annum, and from the commencement of this Order, a full pension as provided in section 10 (1) of the said Act shall not be less than three thousand two hundred and sixty four dollars ($3,264.00) per annum.

3. This Order shall take effect from 1st April, 1998.

MADE by the Governor-General this 17th day of April, 1998.

(COLVILLE YOUNG)
Governor-General
CHAPTER 30

PENSIONS (MINIMUM FULL PENSIONS) ORDER

ARRANGEMENT OF PARAGRAPHS

1. Short title.
2. Minimum annual full pensions.
3. Commencement.
CHAPTER 30

PENSIONS (MINIMUM FULL PENSIONS) ORDER
(Section 10)

[10th March, 2001.]

1. This Order may be cited as the

PENSIONS (MINIMUM FULL PENSIONS) ORDER.

2. The minimum full pensions shall be and are hereby declared to be four thousand eight hundred dollars per annum.

3. This Order shall come into force on the 1st day of January, 2001.

MADE by His Excellency the Governor-General this 5th day of February, 2001.

(COLVILLE N. YOUNG) (SIR)
Governor-General of Belize

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CHAPTER 30

PENSIONS (PAYMENT OF PENSION AND GRATUITY ON RESIGNATION) REGULATIONS

ARRANGEMENT OF REGULATIONS

1. Short title.
2. Definition.
3. Emoluments to be taken for computation of pension and gratuity.
4. Payment of pension and gratuity upon resignation from the public service.
CHAPTER 30

PENSIONS (PAYMENT OF PENSION AND GRATUITY ON RESIGNATION) REGULATIONS

(Sections 3, 7, 10 and 22)


1. These Regulations may be cited as the

PENSIONS (PAYMENT OF PENSION AND GRATUITY ON RESIGNATION) REGULATIONS.

2. In these Regulations unless the context otherwise requires “previous office” means the office immediately preceding the office held by the officer at the date of resignation.

3. For the purpose of computing the amount of pension and gratuity for an officer who resigns from the public service in accordance with section 7 of the Pensions Act, the following rules shall have effect:

   (a) in the case of an officer who has held the same office for a period of 5 years or more immediately preceding the date of his resignation, the full annual pensionable emoluments enjoyed by him at that date in respect of that office shall be taken;

   (b) in the case of an officer who at any time during the period of 5 years immediately preceding his resignation has been transferred from one office to another, but whose pensionable emoluments have not been changed by reason of such transfer...
or transfers otherwise than by the grant of any scale increment, the full annual pensionable emoluments enjoyed by him at the date of his resignation in respect of the office then held by him shall be taken;

(c) in the case of an officer who has held the same office for a period of less than five years immediately preceding his resignation, his pensionable emoluments shall be based on his emoluments in his previous office, during the three year period immediately preceding the date of appointment or promotion to the office held by him at the time of resignation, as follows:

(i) if during the said three year period he held the same previous office and his pensionable emoluments were not changed otherwise than by the grant of any scale increment, full annual pensionable emoluments enjoyed by him in respect of his previous office shall be taken;

(ii) if during the said three year period he was transferred from one office to another, but his pensionable emoluments were not changed otherwise than by the grant of any scale increment, full annual pensionable emoluments enjoyed by him in respect of his previous office shall be taken;

(iii) if during the said three year period he was transferred from one office to another, and his pensionable emoluments were changed
otherwise than by the grant of any scale increment, one third of the aggregate pensionable emoluments enjoyed by him during the said three year period shall be taken.

CAP. 30.

4. An officer who resigns from the public service and is eligible for the grant of pension and gratuity under section 7 of the Pensions Act, shall, subject to the provisions of the Act, be paid pension and gratuity, provided that no gratuity shall be payable in an officer exercises his option in accordance with regulation 26 of the Pensions Regulations to be paid pension without gratuity.