



THE POLITICAL LEADERS RETIREMENT
BENEFITS ACT, 1999

ACT NO. 6 OF 1999

I ASSENT

Salmin Amour

DR. SALMIN AMOUR
PRESIDENT OF ZANZIBAR
AND
CHAIRMAN OF THE REVOLUTIONARY COUNCIL

15th May....., 2000

AN ACT TO MAKE PROVISIONS FOR GRANTING
GRATUITIES TO POLITICAL LEADERS AND
FOR RELATED MATTERS

ENACTED by the House of Representatives of
Zanzibar.

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SCHEDULE.

Short
title and
Commencement

1. This Act may be cited as the Political Leaders Retirement Benefits Act, 1999, and shall come into operation on the first day of July, 1999.

Application.

2.(1) This Act shall apply to political leaders who assumed or assume political offices on or after the twenty third day of October, 1995,

(2) The President may, by order published in the Gazette, declare any office to be a political office for the purposes of this Act.

Interpretation.

3. In this Act, unless the context requires otherwise:-



"appointing, nominating or election authority"
means the President and includes the
Zanzibar Electoral Commission;

"gratuity" means payment granted to a political
leader under the provisions of section 4;

"political leader" means any person who holds
or has held a political office;

"political office" means the office specified in
the Schedule to this Act;

"repealed Act" means the Political Leaders
Pensions Act, No. 1 of 1990.

Circumstances
upon
which
gratuity
be granted.

4.(1) A political leader shall be entitled
to a gratuity under this Act upon the occurrence
any of the following events:-

- (a) upon completion of a term of service to
which he was appointed, nominated or
elected; or
- (b) existence of medical evidence to the
satisfaction of the appointing, nominating
or election authority that he is incapable
by reason of any infirmity of mind or
body, of discharging the duties of his
office and that such infirmity is
likely to be permanent; or



- (c) upon cessation to hold office pursuant to the provisions of the Constitution or any other law or order issued under any written law; or
- (d) abolition of a political office to which he was appointed, nominated or elected; or
- (e) removal from service in the public interest; or
- (f) upon death while in office before completion of a term of service;

in which case gratuity shall be granted to his dependents or survivors.

(2) A gratuity granted to a political leader shall be at the annual rate of hundred per centum of his monthly emoluments for each complete month of his service in the political office.

(3) In addition to gratuity granted under subsection (1) and (2) of this section a political leader who completes five years of service in a political office shall be entitled to a winding - up allowance.

(4) A winding up allowance granted to political leader shall be paid in a lump sum, equal to the total sum of his basic salary of the last twenty four months.

(5).(1) A gratuity to a political leader shall be payable in lumpsum at a fixed rate.

Payment of
gratuity



(2) Payments of lumpsum in respect of gratuity shall be calculated on the basis of a number of months which a political leader has served in a political office.

Gratuity winding upon the Consolidated Fund.

6. All payments in respect of gratuity and winding up allowance to a political leader shall be charged on the Consolidated Fund.

Gratuity to heirs

7.(1) Where a Political leader dies whilst still in the service, his heirs shall be entitled and be granted such amount of gratuity and winding up allowance as the Political Leader would have received at the date of his death if he had retired from service.

(2) Without prejudice to the provision of subsection (1) of this section the widow of the deceased Political Leader or if the latter had not left a widow, the dependents, shall be entitled to four months salary paid monthly in arrears.

(3) If the deceased political leader is a woman, payment described under subsection (2) of this section shall be paid to her dependents.

Gratuity and allowance not attachable

8. The gratuity and allowance granted under this Act shall not be assignable or not transferable except for the purpose of satisfying a debt due to the government and shall not



be liable to be attached, sequestered or levied upon for or in respect of any debt or claim except debt to the Government.

Repeal and
saving Act.
No.1 of 1990.

9.(1) The Political Appointees (Pensions) Act, No. 1 of 1990 is hereby repealed.

(2) Notwithstanding the repeal of the Political appointees (Pensions) Act, 1990, pensions, gratuities or allowances which were payable under the repealed Act prior to the twenty third day of October, 1995, shall be paid in a lumpsum under the provisions of that law as if this Act has not been enacted.

SCHEDULE

The Office of the Members of the House of Representatives,

The Office of the Minister.

The Office of the Deputy Minister.

The Office of the Regional Commission.



The Office of the District Commission.

The Office of the Presidential Advisor.

Passed in the House of Representative
on the 26 day of July, 1999.

KJC Chande
KHAMIS JUMA CHANDE
CLERK OF THE HOUSE OF REPRESENTATIVES.