

PUBLIC NOTICE

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*THE JUDGES' CONDITIONS OF SERVICE ACT, 1983  
(No. 12 of 1983)*

THE JUDGES' CONDITIONS OF SERVICE REGULATIONS, 1986 Short title.

In exercise of the powers conferred on him by section 24 of the Judges' Conditions of Service Act, 1983 (Act No. 12 of 1983) the President hereby makes the following Regulations:—

PART I—PRELIMINARY

1. The conditions of service prescribed by these Regulations shall be deemed to have come into force on the 1st day of April, 1985. Commencement.

2. (1) In these Regulations unless the context otherwise requires— Interpretation.

“Act” means the Judges' Conditions of Service Act, 1983 (Act No. 12 of 1983);

“child” means a child of a Judge (including an illegitimate child and also a legally adopted child) who is below the age of twenty-one years, unmarried and dependent on him;

“long vacation” means the period commencing with the 15th day of July and ending with the 15th day of September of each year;

“Judge” has the meaning assigned to it by section 3 of the Act;

“salary” means annual salary.

(2) All allowances expressed in these Regulations in terms of an annual sum shall be treated as accruing monthly and shall be paid accordingly.

Salaries of  
Judges.

#### PART II—SALARIES

3. There shall be paid to each Judge as salary—
- (a) in the case of the Chief Justice, the sum of Le24,200.00 (Twenty-four thousand and two hundred leones) per annum,
  - (b) in the case of a Justice of the Supreme Court, the sum of Le22,780.00 (twenty-two thousand, seven hundred and eighty leones), per annum,
  - (c) in the case of a Justice of the Court of Appeal, the sum of Le21,780.00 (twenty-one thousand, seven hundred and eighty leones) per annum, and
  - (d) in the case of a Judge of the High Court, the sum of Le20,944.00 (twenty-thousand, nine hundred and forty-four leones) per annum.

#### PART III—ALLOWANCES

Non-  
accountable  
allowances.

4. There shall be paid to each Judge in respect of each year of service as non-accountable allowance, a sum equal to fifteen *per centum* of his basic salary.

Entertain-  
ment allow-  
ance.

5. There shall be paid to each Judge as entertainment allow-  
ance—
- (a) in the case of the Chief Justice the sum of Le2,000.00 (two thousand leones) per annum, and
  - (b) in the case of any other Judge, the sum of Le1,500.00 (one thousand five hundred leones) per annum.

Responsibi-  
lity allow-  
ance.

6. Responsibility allowance shall be payable to Judges as follows:—
- (a) in the case of the Chief Justice, the sum of Le1,000.00 (one thousand leones) per annum, and
  - (b) in the case of any other Judge posted outside Freetown, the sum of Le500.00 (five hundred leones) per annum.

Air passage  
for travel out-  
side Sierra  
Leone.

7. (1) A first class return air ticket shall be provided by the Government to every Judge for the purpose of each travel by the Judge outside Sierra Leone on official business.

(2) The cost of such ticket shall be deemed to be an allowance for the purposes of regulation 23 of these Regulations.

8. Each Judge who travels outside Sierra Leone on official business shall be paid by the Government subsistence allowance equal to the subsistence allowance payable for the time being to a Cabinet Minister in those circumstances. Subsistence allowance for travel outside Sierra Leone.

9. Each Judge who travels on official business within Sierra Leone to a place outside his station shall be paid by the Government the following night allowance in respect of each night he spends at that place— Night allowance for travel within Sierra Leone.

(a) in the case of the Chief Justice a sum of Le30.00 (thirty leones);

(b) in the case of any other Judge, the sum of Le25.00 (twenty-five leones).

10. (1) The Chief Justice and every other Judge shall be provided by the Government with an official car of not less than the following cubic capacity— Transport, official car, driver, etc.

(a) in the case of the Chief Justice, 2,800 (two thousand eight hundred) cubic capacity, and

(b) in the case of any other Judge, 2,000 (two thousand) cubic capacity.

(2) The Government shall be responsible for the maintenance including the provision of oil for and the cost of lubrication of, any official car provided to a Judge under this regulation.

(3) An official driver paid by the Government shall be provided for each official car provided to a Judge under this regulation.

(4) Petrol or other fuel shall be provided by the Government free of charge or the value thereof paid to each Judge as follows:—

(a) in the case of the Chief Justice, three gallons per day,

(b) in the case of any other Judge resident in Freetown, two gallons per day,

(c) in the case of a Judge posted to Kenema, three gallons per day,

(d) in the case of a Judge not resident in Freetown nor posted to Kenema, two and a half gallons per day.

(5) The provision of the benefits conferred under this regulation shall be deemed to be the grant of an allowance for the purposes of regulation 23 of these Regulations.

Housing.

11. (1) Every Judge shall be provided by the Government with a rent-free, fully-furnished residence or in lieu thereof, shall be paid a monthly housing allowance of Le300.00 (three hundred leones).

(2) The maintenance and up-keep of all residences provided to Judges under this regulation together with the grounds of such residences shall be the responsibility of Government.

(3) The allocation of residences among Judges, being residences allocated by the Government to the Judiciary, shall be the sole responsibility of the Chief Justice.

(4) The provision of a residence under this regulation shall be deemed to be the grant of an allowance for the purposes of regulation 23 of these Regulations.

Provision of a cook, stewards, etc. to Judges.

12. (1) The Chief Justice shall be paid by the Government allowances to cover the wages at the rates for the time being prevailing, of—

- (a) one cook,
- (b) one steward,
- (c) one gardener, and
- (d) one watchman.

(2) Each Judge other than the Chief Justice shall be paid allowances to cover the wages at the rates for the time being prevailing, of—

- (a) one person being a cook or steward or both,
- (b) one gardener, and
- (c) one watchman.

Medical treatment.

13. (1) Free medical treatment including surgery, medicines and hospitalisation, X-ray, bacteriological and pathological examinations and physiotherapy treatment and all services required in a treatment in a hospital shall be provided free of charge in Sierra Leone by the Government to all Judges and their wives and children.

(2) Upon the recommendation of a duly constituted Government Medical Board, a Judge shall be entitled to be provided outside Sierra Leone at the expense of the Government, with the medical treatment referred to in sub-regulation (1) of this regulation.

(3) The cost of a return passage in the case of any travel by air, sea or land by any Judge for medical treatment outside Sierra Leone under this regulation, shall be borne by the Government.

(4) The cost of medical treatment and the cost of any passage provided under this regulation shall be deemed to be an allowance for the purposes of regulation 23 of these Regulations.

14. (1) The cost of any robe and wig required for the discharge of the duties of a Judge shall be borne by the Government on first appointment of the Judge.

Cost of Judges' robes and wigs to be borne by Government.

(2) The cost of replacement of any such robe or wig shall be borne by the Government if it is not less than twelve years old and the Chief Justice certifies that it is worn out.

(3) The cost of purchase or replacement of robes and wigs borne by Government under this regulation, shall be deemed to be an allowance for the purposes of regulation 23 of these Regulations.

15. (1) The bills for electrical installations and consumption of electricity in respect of a Judges' residence shall be paid by the Government.

Electricity.

(2) The amount paid under this regulation shall be deemed to be an allowance for the purposes of regulation 23 of these Regulations.

16. (1) The bills and other charges for water supplied to or consumed in the residence of a Judge shall be paid by the Government.

Water.

(2) The amounts paid under this regulation shall be deemed to be an allowance for the purposes of Regulation 23 of these Regulations.

17. (1) Every Judge shall pay the sum of Le6.00 (six leones) which shall be deductible from his salary, towards the cost of rental of a telephone at his residence and such other costs, metered charges and ticketed calls payable in respect of calls made within Sierra Leone in respect of that telephone but the remainder of such costs and charges shall be paid by the Government.

Telephone.

(2) For the avoidance of doubt, the cost of all calls made from the telephone in the residence of a Judge to places outside Sierra Leone shall be borne by the Judge.

(3) Any amounts paid by Government under sub-regulation (1) of this regulation shall be deemed to be an allowance for the purposes of regulation 23 of these Regulations.

## PART IV—GENERAL

Provision of  
24 hour  
security  
guards at  
Judge's resi-  
dence.  
Leave.

18. The Government shall, in consultation with the Chief Justice, ensure that an adequate number of security guards are posted for a period of twenty-four hours a day at the residence of every Judge.

19. (1) Every Judge shall be entitled to vacation leave at the rate of five working days for each completed month of duty.

(2) Subject to such assignment for duty as may be made by the Chief Justice for the due execution of the business of the Courts, every Judge shall take his vacation leave during the long vacation of the Courts, after obtaining approval for it under sub-regulation (4) of this regulation.

(3) In exceptional circumstances, approval may be granted under this regulation for a Judge to take his vacation leave before or after the long vacation.

(4) The authorities responsible for approving vacation leave for Judges are as follows—

(a) in the case of the Chief Justice, the President, and

(b) in the case of any other Judge, the Chief Justice.

(5) In case of an emergency, the appropriate authority may approve the taking by a Judge of casual leave not exceeding twenty-eight days at any one time and deductible from the Judge's entitlement to vacation leave.

(6) Every Judge who is incapacitated by illness is entitled to sick leave on full pay for a period not exceeding six months and to a further period not exceeding six months on half pay until he resumes duty after he has recovered from his illness or he retires, dies or otherwise ceases to be a Judge.

Provision of  
sets of Laws  
of Sierra  
Leone for  
Judges'  
Chambers.

20. The Chambers of every Judge shall be provided with a complete set of the Laws of Sierra Leone, the annual volumes of Legislation of Sierra Leone and also be provided with every legislation enacted from time to time by any authority in Sierra Leone as soon as practicable after its enactment.

House owner-  
ship schemes.

21. Any scheme instituted for enabling members of the public service to own their own houses whether by means of the grant to them of loans or otherwise, shall apply to Judges.

22. In addition to the restriction imposed by section 23 of the Act, a Judge to whom has been granted maximum pension under the Act shall not have audience before any Commission of Inquiry or any public tribunal.

Restriction on practice by retired Judges granted maximum pension.

23. Every allowance of whatever nature payable under these Regulations, shall be wholly exempt from payment of Income tax or any other tax.

Exemption from tax

MADE this 10th day of February, 1986

J. S. MOMOH,  
*President.*

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