

Assented to in Her Majesty's name this 22nd day of
June, 1964.

S. A. BENKA-COKER,
Acting Governor-General

LS

No. 24



1964

Sierra Leone

An Act to Amend the Pensions Act

Cap. 173

[25th June, 1964.] **Date of
commence-
ment.**

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the House of Representatives in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Pensions (Amendment) Act, Short title. 1964.

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Amendment of section 8 of Cap. 173.

2. Section 8 of the Pensions Act is hereby amended by the renumbering of the existing section as subsection (1) and the addition thereto of the following new subsections—

“(2) The power to remove an officer from his office, or otherwise deal with such officer, on the ground of his inability to discharge efficiently the duties thereof shall be vested in the Public Service Commission, which power shall be exercised in accordance with the rules contained in the Third Schedule.

Third Schedule.

(3) The Public Service Commission, with the prior approval of the Minister to whom the responsibility for the public service is for the time being assigned, may, by Public Notice published in the *Gazette*, amend, vary, add to or revoke any of the rules contained in the Third Schedule.

(4) For the purposes of this section and the rules contained in the Third Schedule the expression “the public service” shall bear the meaning assigned to it in subsection (1) of section 107 of the Constitution.”

P.N. 78 of 1961.

Addition of new Schedule to Cap. 173.

3. The Pensions Act is hereby amended by the addition thereto of the following new Schedule—

“THIRD SCHEDULE

(Section 8)

REMOVAL OF A PUBLIC OFFICER ON THE GROUNDS OF GENERAL INEFFICIENCY—RULES

1. Notwithstanding the provisions of any enactment or Government General Order, if a Head of Department (which expression shall bear the meaning assigned to it in any Regulations made by the Public Service Commission under section 102 of the Constitution) considers that an officer in the public service should be removed from his office on the ground of his inability to discharge efficiently the duties thereof he shall report the facts to the Establishment Secretary who shall obtain from the Heads of any Departments in which the officer concerned has served statements as to his general standards of efficiency and shall allow that officer an opportunity of considering all such statements and of showing cause why he should not be removed from the service or otherwise be dealt with for general inefficiency.

2. If the Establishment Secretary, after considering the statement (if any) of the officer concerned, is of opinion that he should be removed from the service or otherwise dealt with for general inefficiency he shall forward to the Secretary of the Public Service Commission the statements of the Heads of Departments and of the officer concerned with his own recommendation.

3. The Public Service Commission, after consideration of the statements and recommendation, referred to in Rule 2, and of any other matter which it deems desirable having regard to the circumstances, shall decide as to whether the officer concerned should be removed from the service or otherwise dealt with:

Provided that no decision of the Commission affecting the pension rights of such an officer shall be put into effect until the same has been confirmed by the Governor-General.”

Passed in the House of Representatives this 13th day of May, in the year of our Lord one thousand nine hundred and sixty-four.

S. V. WRIGHT,
Clerk of the House of Representatives.

THIS PRINTED IMPRESSION has been carefully compared by me with the Bill which has passed the House of Representatives and found by me to be a true and correctly printed copy of the said Bill.

S. V. WRIGHT,
Clerk of the House of Representatives.