

SUPPLEMENT TO THE SWAZILAND GOVERNMENT GAZETTE

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LEGAL NOTICE NO. 82 OF 1977

THE FINANCE AND AUDIT ACT, 1967

(No. 18 of 1967)

ORDER ESTABLISHING THE PARLIAMENTARIANS'
GRATUITIES SPECIAL FUND

(Under Section 12 (7))

(Commencement: 25th April, 1967)

In exercise of the powers conferred on me by the abovementioned Act and with the approval by resolution of the Council constituted by His Majesty in the King's Proclamation to the Nation on the 12th of April, 1973, I do hereby make the following Order —

The Parliamentarians' Gratuities Special Fund is hereby established.

R. P. STEPHENS

Minister for Finance and Economic Planning.

Mbabane
23rd August, 1977.

LEGAL NOTICE NO. 83 OF 1977

THE FINANCE AND AUDIT ACT, 1967

(No. 18 of 1967)

THE ADMINISTRATION OF THE PARLIAMENTARIANS'
(GRATUITIES) SPECIAL FUND REGULATIONS, 1977

(Under Section 12 (4))

(Commencement: 25th April 1967)

In exercise of the powers conferred on him by the abovementioned Act, the Honourable the Minister for Finance and Economic Planning is pleased to make the following regulations —

Citation.

1. These regulations may be cited as The Administration of the Parliamentarians' (Gratuities) Special Fund Regulations, 1977.

Interpretation.

2. In these regulations unless the context otherwise requires —

“Fund” means the Parliamentarians' (Gratuities) Special Fund established under Legal Notice No. 82 of 1977;

“Order” means the Members of Parliament (Gratuities) Order, 1977;

“Parliamentarian” shall have the meaning assigned to it under the Order;

“repealed Constitution” shall have the meaning assigned to it under the Order.

Purpose of the Fund.

3. The purpose of the Fund is to receive and invest moneys appropriated by Government as gratuities payable to Parliamentarians and pay such gratuities to Parliamentarians when they fall due.

Payments into the Fund.

4. There shall be paid into the Fund:

- (a) twenty percent (20%) of the basic emoluments accruing to each Parliamentarian by reason of his service as such for the purpose of paying gratuities to Parliamentarians in terms of the Order:

Provided that any such gratuity shall become due and payable —

- (i) in the case of a Parliamentarian who ceased to serve as a Parliamentarian as such for any reason as at the end of his actual period of service;

- (ii) in the case of a person who was a Parliamentarian at the time of the King's Proclamation to the Nation on the 12th of April, 1973, to the 25th May, 1977;
 - (iii) in the case of a person elected or appointed to any body hereinafter established to function as the legislative body of Swaziland at such time as may be determined by such body or in the absence of such determination on a date to be appointed by the Minister by notice in the Gazette.
- (b) any interest at the rate of 5% per annum on all amounts which accrue to each Parliamentarian as from the 1st September, 1973 in terms of these regulations.

Investment of Moneys in the Fund.

5. Any moneys standing to the credit of the Fund shall be invested in accordance with the Minister's authority under section 12 (5) of the Finance and Audit Act, No. 18 of 1967.

Payments out of the Fund.

6. If a Parliamentarian who has served as such for at least four years ceases to be a member of Parliament for any reason whatsoever, these shall be due and payable to him, or in the event of his death, to his estate, the whole amount standing to his credit:

Provided that the Accountant-General shall be entitled to set off any amount that is owing by the Parliamentarian to Government:

And provided further that if a Parliamentarian is indebted to a third party in any amount and Government has guaranteed payment of such amount, the Accountant-General shall make direct payment to the third party out of the parliamentarian's gratuity.

Administration of the Fund.

7. The Fund shall be administered by the Accountant-General who shall maintain accounts in the name of each Parliamentarian, and inform him in writing, once a year, of the amount to his credit in the Fund.

V. E. SIKHONDZE,

Acting Permanent Secretary.

Mbabane
23rd August, 1977.