

**THE PARLIAMENTARY PENSIONS (AMENDMENT) ACT, 1999**

No. 9 of 1999

*Date of Assent: 31st December, 1999.**Date of Commencement: 1st July, 1994.***An Act of Parliament to amend the Parliamentary Pensions Act****ENACTED** by the Parliament of Kenya as follows:

1. This Act may be cited as the Parliamentary Pensions (Amendment) Act, 1999, and shall be deemed to have come into operation on the 1st July, 1994.

Short title and Commencement.

2. The Parliamentary Pensions Act, in this Act referred to as "the principal Act" is amended in section 3—

Amendment of section 3 of Cap. 196.

(a) by deleting the expression "three per cent" appearing in the definition of "accumulated with interest" and substituting therefor the expression "fifteen per cent";

(b) by adding the words "on the recommendation of the Treasury" at the end of the definition of "approved actuary";

(c) by deleting the definition of the expression "pensionable emoluments" and substituting therefor the following new definition—

"pensionable emoluments" includes salary, responsibility allowance, constituency allowance, nominated member's allowance, *ex officio* member's allowance, house allowance accommodation allowance, commuted mileage allowance and sitting allowance.

3. Section 4 of the principal Act is amended by deleting the expression "five per cent" and substituting therefor the expression "twelve and three-fifths per cent".

Amendment of section 4 of Cap. 196.

Amendment of  
section 8 of  
Cap. 196.

4. Section 8 of the principal Act is amended—

- (a) in paragraph (a) of subsection (1), by inserting the words “by reason of the dissolution of Parliament” immediately after the words “National Assembly”;
- (b) by deleting paragraph (b) and substituting therefor the following new paragraph—
  - (b) his aggregate period of reckonable service is one term of Parliament.
- (c) in paragraph (c) of subsection (1), by deleting the expression “fifty years” and substituting therefor the expression “forty years”.
- (d) in subsection (2), by deleting the expression “one six-hundredth” and substituting therefor the expression “one three-hundredth”;

Amendment of  
section 10 of  
Cap. 196.

5. Section 10 of the principal Act is amended—

- (a) in subsection (1) by deleting the expression “twelve and a half times” and substituting therefor the expression “fifteen times”.
- (b) in subsection (2), by deleting the words “not later than the last day before retirement or such other dates as may be approved by the Committee” and substituting therefor the words “in writing”.

Amendment of  
section 13 of  
Cap. 196.

6. Section 13 of the principal Act is amended in subsection (6) by deleting the semi-colon appearing in the fifth line and the words “and that pension may be terminated on the direction of the Committee in the event of his remarriage”.

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7. Section 19 of the principal Act is amended by inserting the following new subsections immediately after subsection (4)—

Amendment of  
section 19 of  
Cap. 196.

(5) Pensions, gratuities, refund of contributions and other allowances payable under this Act may be granted by the Committee through the Treasury, to persons who have been members of the National Assembly or to their dependants, in accordance with the provisions of this Act.

(6) The Committee may, from time to time, make to the approved actuary such recommendations as it may deem necessary for the better carrying out of the objects of this Act.

8. Section 20 of the principal Act is amended by deleting subsection (6) and inserting the following new subsection—

Amendment of  
section 20 of  
Cap. 196.

(6) All expenses incurred in the administration of any of the provisions of this Act shall be met out of the Consolidated Fund.