

CYPRUS

WIDOWS' AND ORPHANS' PENSIONS

CHAPTER 314 OF THE LAWS

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1959

CHAPTER 314.

WIDOWS' AND ORPHANS' PENSIONS.

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A LAW TO ESTABLISH A PENSION FUND FOR WIDOWS AND
ORPHANS OF PENSIONABLE OFFICERS OF THE GOVERNMENT.

1949
[20th February, 1947.] Cap. 291.

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PART I.
PRELIMINARY.

1. This Law may be cited as the Widows' and Orphans' Pensions Law. Short title.

2. (1) In this Law—

“actuary” means a Fellow of the Institute of Actuaries in England or of the Faculty of Actuaries in Scotland, or any other institute, faculty or society of actuaries approved by the Governor by notice in the Gazette;

Interpreta-
tion.

“approved scheme” means a scheme or fund for the granting of pensions to the widows and children of officers in the public service, which has been declared by the Secretary of State to be an approved scheme for the purposes of this Law;

“beneficiary” means—

- (a) the widow of a contributor;
- (b) the child of pensionable age of a contributor, by his marriage with any wife who has died or is not entitled to pension under this Law:

2 (a) of 32/56

Provided that when there are two or more such children of one marriage such children shall constitute one beneficiary. Provided further that a child shall not be a beneficiary in respect of more than one contributor.

"Board" means the Board of Management of the Fund, appointed under the provisions of this Law;

"contributor" means a person who is contributing to the Fund and, save as otherwise provided in this Law, includes a person who has ceased to contribute or who is exempted from contributing under subsection (2) of section 10;

"expatriation allowance" means a special addition to salary which is granted in accordance with the general regulations of the Government governing such allowance;

"Fund" means the Fund established under this Law;

"other public service" means public service not under the Government;

2(b) of 32/56.

"Oversea Superannuation Scheme" means the Oversea Superannuation Scheme established by the Secretary of State for the Colonies with effect from the 1st January, 1951;

"pension" means any pension granted to a beneficiary under this Law except when the context implies that a pension granted to the contributor himself is meant;

Cap 311.

"pensionable office" means an office which is a pensionable office under the Pensions Law, or any Law amending or substituted for the same;

"public service" means service in a civil capacity under the Government or the Government of any part of Her Majesty's dominions, or of any British Protected State or Protectorate, or of any territory in respect of which a mandate on behalf of the League of Nations has been accepted by Her Majesty, or of the Anglo-Egyptian Sudan, or under the High Commissioner for Transport in Kenya and Uganda, or any other service which the Secretary of State may determine to be public service for the purposes of this Law;

"salary" means the gross salary attached to the office of which the officer is substantive holder and

includes expatriation allowance but does not include any allowance or other emolument or the value of any other advantage which the officer may receive or enjoy.

(2) A child shall be of pensionable age for the purposes of this Law, in the case of a male, if he is under the age of twenty-one years, and, in the case of a female, if she is under the age of twenty-one years and has not married: Pensionable age of child.

Provided that a child who, at the date of the contributor's death, is twenty-five years old or under and who, at that date is receiving full-time education at an educational institution approved by the Government, shall be deemed to be of pensionable age for the purposes of this Law. 2(c) of 32/56.

(3) When the marriage of any contributor has been annulled or dissolved by the decree of any competent court, or otherwise in accordance with the personal law applicable, the female party to such marriage shall, for the purposes of this Law, be deemed to have died, and the contributor shall be deemed to have become a widower, at the date of such annulment or dissolution. Presumption of death of widow in certain cases.

(4) Where in accordance with the law governing his personal status a contributor is or becomes lawfully married to more than one woman at one and the same time, the words "wife" and "child" in relation to such contributor shall mean for the purposes of this Law the wife whose marriage was the earliest of such contributor and the child of such contributor by such wife: Adoption of Law in case of polygamous marriage.

Provided that in the event of any wife eligible for a pension under this Law ceasing to be so eligible and at the time of such cessation the contributor was lawfully married as aforesaid to another wife or other wives the contributor shall be deemed for the purposes of this Law to have become a widower at the time of such cessation as aforesaid and simultaneously to have married the woman who at such time was his wife and whom he married earliest after his marriage to the wife who has ceased to be eligible as aforesaid.

(5) A child who shall have been legitimated by marriage according to the law of the country of the father's domicile at the date of the marriage shall, for the purposes of this Law, be deemed to be a child of that marriage. Legitimation.

(6) (a) A child adopted by the contributor while he is married to any wife shall, for the purposes of this Law, be Adoption.
2(d) of 32/56.