

# **Public Utilities Board (Provident Fund) Rules**

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### **PUBLIC UTILITIES ACT (CHAPTER 261, SECTION 31)**

### **PUBLIC UTILITIES BOARD (PROVIDENT FUND) RULES**

**R 1**

**REVISED EDITION 1990**

(25th March 1992)

[1st January 1964]

## **Citation**

1. These Rules may be cited as the Public Utilities Board (Provident Fund) Rules.

## **Definitions**

2. In these Rules —

“Committee” means the Committee of Management constituted under rule 36;

“contribution” means the contribution payable by a member under rule 7;

“donation” means the donation payable by the Board under rule 9;

“employee’s statutory contribution” means any sum or sums which the employer is entitled to deduct from the salary of the employee under the Central Provident Fund Act [Cap. 36];

“employer’s statutory donation” means any sum or sums which the Board is bound to pay on behalf of any employee under the Central Provident Fund Act;

“Fund” means the Public Utilities Board Provident Fund established by these Rules;

“member” means a person who is for the time being a member of the Fund during his service as an employee of the Board;

“salary” means the substantive basic salary per month of a member;

“service” means service with the Board and, while actually or deemed to be in receipt of salary, includes approved leave of absence;

“year” means the year coinciding with the Board’s financial year.

### **Establishment of Fund**

3. The Public Utilities Board Provident Fund is hereby established in accordance with section 31(1) of the Act.

### **Objects of Fund**

4. The objects of the formation and maintenance of the Fund shall be the collection, investment and accumulation of moneys in accordance with these Rules and the making of provisions for the future benefit of the members or their dependents upon their retirement from or the termination of their service with the Board in the manner hereinafter provided.

### **Membership of Fund**

5. Every employee of the Board, shall, except the following, be a member of the Fund and be subject in all respects to these Rules:

- (a) an employee who is above the age of 50 years when he enters the service of the Board;
- (b) a daily-rated employee;
- (c) an employee employed in a temporary post;
- (d) an employee on a contract allowing an addition by way of gratuity to his basic salary or an employee on an inclusive salary:

Provided that such an employee may be specifically authorised by the Board to join the Fund on his conversion to the normal salary scale and conditions of service;

- (e) an employee who is already a member of the Municipal Provident Fund established under the Municipal Ordinance (Cap. 133, 1936 Ed.); and

- (f) an employee on secondment from the Government or any other statutory body.

### **Cessation of membership**

6. A member of the Fund shall cease to be a member forthwith when he attains the age of 55 years.

### **Board to recover from members' salaries**

7.—(1) In respect of every month the Board shall be entitled to recover from the salary payable to each member employed by the Board —

- (a) the employee's statutory contribution under the Central Provident Fund Act [Cap. 36] which shall be paid to the Central Provident Fund Board; and
- (b) the difference, if any, which when added to the employee's statutory contribution is equal to 7½% of the salary of that member which sum shall be paid to the Treasurer of the Committee as his contribution to the Fund:

Provided that if the sum recovered under sub-paragraph (a) is in excess of 7½% of the salary of that member then no contribution shall be made to the Fund by the member:

And provided that where a member is in receipt of a salary of not more than \$200 per month the member shall not be required to make any contribution to the Fund and no deduction shall be made under this rule by the Board.

(2) Where a member is in arrears in respect of his contribution to the Fund during his service with the Board prior to 29th May 1969 he may elect to pay the arrears, which shall be calculated in accordance with paragraph (1), to the Fund. The arrears shall be paid within a period not exceeding 30 months and shall be credited to a separate account of the member to be called the "Arrears of Contributions Account". When the arrears have been fully paid, the amount shall be transferred, on 2nd January in the year following the date of the last payment of the arrears, to the member's Contributions Account, and the Board shall pay into the Donations Account on the same date an amount calculated in accordance with rule 9, in respect of the period for which the member has paid such arrears under this paragraph.

### **Suspension during course of study or training**

8. If a member of the Fund is released from duty for a period in order to undertake a course of study or training under conditions which provide for his maintenance in lieu of the payment of the whole or part of his salary, or if special leave of absence without pay is granted to any member, the liability of the member to contribute and the corresponding