

**UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND
and
JAMAICA**

**Public Officers' Agreement. Signed at London, on 1 June
1961**

**Exchange of letters constituting an agreement amending the
above-mentioned Agreement. Kingston, 8 May 1963,
and London, 16 May 1963**

Official text: English.

*Registered by the United Kingdom of Great Britain and Northern Ireland on 23 Sep-
tember 1963.*

**ROYAUME-UNI DE GRANDE-BRETAGNE
ET D'IRLANDE DU NORD
et
JAMAÏQUE**

**Accord relatif aux fonctionnaires. Signé à Londres, le
1^{er} juin 1961**

**Échange de lettres constituant un avenant à l'Accord sus-
mentionné. Kingston, 8 mai 1963, et Londres, 16 mai
1963**

Texte officiel anglais.

*Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord le 23 septembre
1963.*

No. 6932. PUBLIC OFFICERS' AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF JAMAICA. SIGNED AT LONDON, ON 1 JUNE 1961

Her Majesty's Government in the United Kingdom and the Government of Jamaica have agreed as follows :

Interpretation

1. (1) References in this Agreement to an officer are references to a person who before the appointed day was the substantive holder of a pensionable office in the public service of Jamaica, being a person—

- (a) who was selected for or offered appointment to an office in such public service by a Secretary of State ; or
- (b) whose appointment to any such office was approved by a Secretary of State ; or
- (c) who had entered into an agreement with the Crown Agents for Oversea Governments and Administrations to serve in any such office ; or
- (d) who (although he is not a person falling within paragraph (a), (b) or (c) of this Article) is or has been a member of Her Majesty's Overseas Civil Service or Her Majesty's Overseas Judiciary or has been a member of a former Colonial Unified Service.

(2) In this Agreement—

“the appointed day” means the second day of June, 1961.

“pension” means

- (a) any pension, gratuity, compensation, retiring benefit or other like benefit payable by the Government of Jamaica to or in respect of any officer including any increase of pension ;
- (b) any pension, including any increase of pension, payable to the widow or child of an officer and any contributions repayable by that Government and interest thereon under any law providing for the payment of pension to the widows and children of officers ;

“substantive holder” in relation to any office includes a person serving in that office on probation but does not include a person (other than a person serving under a probationary agreement) serving in that office for a specified term under a contract.

¹ Came into force on 2 June 1961, in accordance with article 8.

Conditions of Service

2. (1) Subject to the provisions of Article 3 of this Agreement an officer who does not cease to be in the public service of Jamaica before the appointed day shall be entitled to conditions of service not less favourable than those applicable to him immediately before that date.

(2) In this Article the expression "conditions of service" means the laws, rules, regulations, orders and other instruments that regulate the terms of service of an officer, including (without prejudice to the generality of the foregoing) provisions regulating his tenure of office, transfer, promotion, disciplinary control, remuneration, leave and passages.

Retirement and pensions of officers, etc.

3. The entitlement of an officer, who does not cease to be in the public service of Jamaica before the appointed day to retire and his eligibility and that of his widow, children, dependants and personal representatives to receive a pension shall be governed by the laws, regulations and administrative directions in force immediately before that day or by such other laws, regulations or administrative directions made thereafter that are not less favourable ; and pensions shall be granted and paid to such officers and other persons accordingly.

Preservation of pensions

4. (1) Pensions to officers who have been, or have ceased to be, in the public service of Jamaica before the appointed day, or to their widows, children, dependants or personal representatives, shall be granted and paid or, if granted before that date, shall continue to be paid, in accordance with the laws, regulations and administrative directions governing those pensions on the relevant day or in accordance with such other laws, regulations or administrative directions made thereafter that are not less favourable.

(2) For the purposes of this Article, "the relevant day" means—

- (a) in relation to a pension granted before the appointed day, the day on which the pension was granted ; and
- (b) in relation to a pension granted on or after the appointed day, the day immediately before that day.

Payment of pension

5. (1) Where the person to whom a pension is payable is or becomes resident in the Federation the pension shall be paid in the Federation.