

No. 9004

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

Public Officers Agreement. Signed at Maseru, on 17 February 1967

Official text: English.

Registered by the United Kingdom of Great Britain and Northern Ireland on 29 February 1968.

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

Accord relatif aux fonctionnaires. Signé à Maseru, le 17 février 1967

Texte officiel anglais.

Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord le 29 février 1968.

No. 9004. PUBLIC OFFICERS AGREEMENT¹ BETWEEN HER MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM AND THE GOVERNMENT OF LESOTHO. SIGNED AT MASERU, ON 17 FEBRUARY 1967

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

INTERPRETATION

1. (1) In this Agreement—

(a) "the appointed day" means the 4th October, 1966;

(b) "conditions of service" means the laws, rules, regulations, orders and other instruments that regulate the terms of service of an overseas officer relating to his tenure of office, disciplinary control, salary (including salary scales), pensionable allowances and passages;

(c) "overseas officer" means an officer whose conditions of service before the appointed day included an entitlement to free passages from Basutoland for the purpose of leave of absence upon the completion of a tour of duty and who was before that day the substantive holder of a pensionable office in the Public Service of Basutoland being a person—

- (i) who was selected for or offered appointment to the Public Service of Basutoland by a Secretary of State; or
- (ii) whose appointment to the Public Service of Basutoland was approved by a Secretary of State; or
- (iii) who had entered into an agreement with the Crown Agents for Oversea Governments and Administrations to serve in the Public Service of Basutoland; or
- (iv) who (although not an officer falling within heads (i), (ii) or (iii) of this sub-paragraph) 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, or is or was a designated officer for the purposes of the Overseas Service (Basutoland) Agreement 1962;

(d) "non-designated officer" means an officer, not being an overseas officer or an officer entitled to remain permanently in Lesotho under the provisions of the Basutoland Entry and Residence Proclamation, who was before the appointed day the substantive holder of a pensionable office in the Public Service of Basutoland;

¹ Came into force on 17 February 1967 by signature, in accordance with article 10.

(e) "officer" means an overseas officer or non-designated officer;

(f) "pension" means any pension, gratuity, compensation and interest thereon, retiring allowance or other like benefit payable by the Government of Lesotho to or in respect of any officer or to the widow or child of any officer or their legal personal representatives, including any increase of pension, and any contributions repayable and interest payable to any officer under any law providing for payment of pensions to widows and children of officers.

(2) "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 the office for a specified term under a contract.

(3) References in this Agreement to the widow or children of an officer shall be deemed to include a reference to the widow or child of any person in the Public Service of Lesotho not being a person entitled to remain permanently in Lesotho under the provisions of the Basutoland Entry and Residence Proclamation.

CONDITION OF SERVICE

2. The conditions of service applicable to an overseas officer who continues to be the substantive holder of a pensionable office in the Public Service of Lesotho on or after the appointed day shall not be less favourable than those which were applicable to him immediately before the appointed day.

RETIREMENT AND PENSIONS

3. The entitlement to retire and the eligibility to receive a pension of any officer who continues to be the substantive holder of a pensionable office in the Public Service of Lesotho on or after the appointed day or of his widow, children, dependants or personal representatives shall be as provided for in the laws, regulations and administrative directions in force immediately before the appointed day or in such other laws, regulations and administrative directions made thereafter as are not less favourable; and pensions shall be granted and paid to such officers, and other persons accordingly.

PRESERVATION OF PENSIONS

4. The pension of any officer who ceased to be the substantive holder of a pensionable office, in the Public Service of Basutoland before the appointed day, or of the widow, children, dependants or personal representatives of any such officer 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 immediately before the appointed day or in accordance