

JUDGES' REMUNERATION AND PENSIONS (AMENDMENT) BILL, 2023

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JUDGES' REMUNERATION AND PENSIONS (AMENDMENT) BILL, 2023

A BILL FOR AN ACT TO AMEND THE JUDGES' REMUNERATION AND PENSIONS ACT

Enacted by the Parliament of The Bahamas

1. Short title and commencement.

- (1) This Act may be cited as the Judges' Remuneration And Pensions (Amendment) Act, 2023.
- (2) This Act shall come into operation on such date as the Minister may appoint by Notice, published in the *Gazette*.

2. Amendment of section 6 of the principal Act.

Section 6 of the principal Act is amended by the deletion of subsection (3) and the substitution of the following —

- “(3) Notwithstanding anything contained in this section, the holder of a judicial office may retire and shall be paid a pension and gratuity in accordance with this Act —
 - (a) at any time after attaining the age of fifty-five years; and
 - (b) having held judicial office for five years or more.
- (4) Nothing in subsection (3), shall —
 - (a) affect the payment of a pension and gratuity previously made under this Act to the holder of a judicial office;
 - (b) prevent the retirement of the holder of a judicial office and the payment of a gratuity or pension and gratuity under this

Act, who is desirous of retiring in accordance with the provisions of the repealed subsection (3), provided he, within three months of commencement of this subsection, indicates in writing to the Chief Justice, his intention to retire in accordance therewith.”.

OBJECTS AND REASONS

The Judges' Remuneration And Pension Act (Ch. 45) is amended to provide for a judge to retire where he is over 55 years and served 5 years or more as a judicial officer. The amendment also preserves the right of a judge who attains the age of fifty-five years within three months of the commencement of this Act, to retire and receive a pension in accordance with the repealed provision by writing to the Chief Justice within three months following the commencement of the new provision.