ANGUILLA

REVISED REGULATIONS OF ANGUILLA

under

EASTERN CARIBBEAN SUPREME COURT (JUDICIAL OFFICERS PENSIONS) ACT R.S.A. c. E21

Showing the Law as at 31 December 2022

This Edition was prepared under the authority of the Revised Statutes and Regulations Act, R.S.A. c. R55 by the Attorney General as Law Revision Commissioner.

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Revised Regulations of Anguilla: E21-1

THE EASTERN CARIBBEAN SUPREME COURT
(JUDICIAL OFFICERS PENSIONS) ACT (R.S.A. c. E21)

THE EASTERN CARIBBEAN SUPREME COURT (JUDICIAL OFFICERS PENSIONS) REGULATIONS

Note: In exercise of the powers conferred on the Judicial and Legal Services Commission by section 15 of the Eastern Caribbean Supreme Court (Judicial Officers Pensions) Act, R.S.A. c. E21 and of every other power hereunto enabling, the following Regulations are hereby made—

Interpretation

1. In these Regulations—

"pensionable service" means service which may be taken into account in computing pension under these Regulations;

"qualifying service" means service which may be taken into account in determining whether an officer is eligible by length of service for pension or gratuity.

General rules as to qualifying service and pensionable service

2. (1) Subject to these Regulations, qualifying service shall be the inclusive period between the date on which an officer begins to draw salary in respect of service as a judicial officer and the date of his leaving that service, without deduction of any period during which he has been absent on leave.

(2) No period which is not qualifying service by virtue of subsection (1) shall be taken into account as pensionable service.

(3) No period during which a judicial officer was not in service as a judicial officer shall be taken into account as qualifying service or as pensionable service.

Continuity of Service

3. (1) Except as otherwise provided in these Regulations, only continuous service shall be taken into account as qualifying service or as pensionable service.

(2) Any break in service caused by temporary suspension of employment, not arising from misconduct or voluntary resignation, shall be disregarded for the purposes of subsection (1).

(3) Notwithstanding subsections (1) and (2), where an officer acts for a continuous period of at least one year immediately preceding his or her appointment, that period may be taken into account by the Commission as qualifying service or as pensionable service.

Leave without salary

4. No period during which an officer was absent from duty on leave without salary shall be taken into account as pensionable service, unless such leave was granted on grounds of public policy with the approval of the Commission.

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Acting service

5. Any period during which a judicial officer has performed acting service in a higher position shall be taken into account as pensionable service.

Maximum amount for housing and utilities

6. For the purposes of the definition of "pensionable emoluments" in section 1 of the Act, the maximum amount to be included for housing and utilities is as follows—

Chief Justice		
Housing Allowance	EC$ 10,000	Monthly
Utilities	EC$ 2,000	Monthly
Judges		
Housing Allowance	EC$ 8,000	Monthly
Utilities	EC$ 2,000	Monthly
Masters		
Housing Allowance	EC$ 2,000	Monthly
Utilities	EC$ 2,000	Monthly.

Citation

7. These Regulations may be cited as the Eastern Caribbean Supreme Court (Judicial Officers Pensions) Regulations, Revised Regulations of Anguilla, E21-1.

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