



THE REPUBLIC OF KENYA

LAWS OF KENYA

PARLIAMENTARY PENSIONS ACT

CHAPTER 196

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CHAPTER 196

PARLIAMENTARY PENSIONS ACT

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CHAPTER 196

PARLIAMENTARY PENSIONS ACT

[Date of assent: 31st May, 1983.]

[Date of commencement: 1st July, 1984.]

An Act of Parliament to make provision for granting pensions to persons who have been members of the National Assembly and their dependants

[Act No. 4 of 1983, Act No. 12 of 1984, Act No. 20 of 1985, Act No. 22 of 1987, Act No. 20 of 1989, Act No. 9 of 1999, Act No. 2 of 2002.]

1. Short title

This Act may be cited as the Parliamentary Pensions Act.

2. Application

The provisions of this Act shall apply to any person who is a member of the National Assembly on or at any time after the commencement of this Act.

3. Interpretation

(1) In this Act, unless the context otherwise requires—

“**accumulated with interest**” means accumulated with interest at the rate of fifteen per cent per annum with yearly rests up to the relevant date;

“**Appeals Tribunal**” means the Appeals Tribunal established under section 20;

“**approved actuary**” means an actuary approved by the Committee on the recommendation of the Treasury;

“**child**” means any child of the deceased or of any wife or husband of the deceased who—

- (a) is under sixteen years of age; or
- (b) is under twenty-one years of age and is undergoing a course of full time education, and in the case of a female child is not married or is not cohabiting with any person; or
- (c) was at the time of the death of the deceased wholly or mainly dependent on the deceased and was at that time and has at all times since been either a person falling within paragraph (a) or (b) or is incapable, and likely to remain permanently incapable, by reason of bodily or mental infirmity, of earning his own living, and is not for the time being maintained out of moneys provided by the Government in a hospital or a similar institution;

“**Committee**” means the Management Committee set up under section 19;

“**gratuity**” includes a commuted pension under section 10;

“**member of the National Assembly**”, for the purposes of this Act means an elected member, a nominated member or an *ex officio* member, but does not include the Attorney-General;

“**pensionable emoluments**” includes salary, responsibility allowance, constituency allowance, nominated member’s allowance, *ex officio* member’s allowance, house allowance, accommodation allowance and sitting allowance;