



THE REPUBLIC OF KENYA

LAWS OF KENYA

PENSIONS ACT

CHAPTER 189

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CHAPTER 189

PENSIONS ACT

ARRANGEMENT OF SECTIONS

Section

- 1. Short title.
- 2. Interpretation.
- 3. Power to grant pensions.
- 4. Benefits charged on Consolidated Fund.
- 5. Pension as of right.
- 6. Circumstances in which pensions may be granted.
- 7. Retirement on abolition of office.
- 8. Termination of service in public interest.
- 9. Compulsory retirement.
- 10. Minimum and maximum pensions.
- 10A. Deferment of pension.
- 11. Liability of pensioner to be called upon to take further employment.
- 12. Suspension of pension on re-employment.
- 13. Pensions, etc., not assignable.
- 14. Pensions, etc., to cease on bankruptcy.
- 15. Pensions, etc., may cease on conviction.
- 16. Pensions, etc., on accepting certain appointments.
- 16A. Pensioner to be retained in service pending payment of gratuity.
- 17. Pensions to dependants on death of officer in service or on retirement.
- 18. Gratuity where officer dies in service or after retirement.
- 19. Pension to dependants when officer killed on duty.
- 19A. Payment of dependant's pension.
- 20. Application of Act.
- 21. Power to amend Second and Third Schedules.
- 22. Questions to be determined by President.
- 23. Officer retiring under limited scheme or general scheme for non-designated officers.
- 24. Pensions, etc., for certain teachers.

SCHEDULES

- FIRST SCHEDULE — REGULATIONS FOR THE GRANTING OF PENSIONS, GRATUITIES AND OTHER ALLOWANCES TO OFFICERS
- SECOND SCHEDULE — APPLICATION OF THE ACT AND THE PENSIONS REGULATIONS TO CERTAIN OFFICERS OF THE GOVERNMENT
- THIRD SCHEDULE — ENACTMENTS RELATING TO RETIRING BENEFITS OF OFFICERS TRANSFERRED FROM EAST AFRICAN SERVICE
- FOURTH SCHEDULE — APPLICATION OF THE ACT AND THE PENSIONS REGULATIONS TO OFFICERS RETIRING UNDER THE LIMITED AND GENERAL SCHEMES OF RETIREMENT FOR NON-DESIGNATED OFFICERS

Pensions

FIFTH SCHEDULE —

APPLICATION OF THE ACT AND THE
PENSIONS REGULATIONS TO CERTAIN
TEACHERS

SIXTH SCHEDULE —

LIST OF GENERAL FUND SERVICES

CHAPTER 189
PENSIONS ACT

[Date of assent: 13th June, 1950.]

[Date of commencement: Section 17 – 8th May, 1942
Remainder – 1st January, 1946.]

An Act of Parliament to provide for the grant and regulating of pensions, gratuities and other allowances in respect of the public service of officers under the Government of Kenya

[Act No. 31 of 1950, Act No. 2 of 1951, Act No. 54 of 1951, G.N. 844/1953; Act No. 45 of 1954, Act No. 65 of 1954, G.N. 241/1955, G.N. 1683/1955, Act No. 39 of 1956, L.N. 112/1956, L.N. 397/1956, L.N. 560/1956, Act No. 43 of 1958, L.N. 554/1958, L.N. 173/1960, Act No. 21 of 1961, L.N. 694/1961, Act No. 26 of 1962, Act No. 13 of 1963, L.N. 241/1963, L.N. 687/1963, L.N. 731/1963, L.N. 2/1964, L.N. 77/1964, L.N. 261/1964, Act No. 10 of 1965, Act No. 16 of 1966, Act No. 32 of 1966, L.N. 86/1966, L.N. 150/1966, Act No. 49 of 1968, L.N. 271/1968, L.N. 203/1969, Act No. 10 of 1979, L.N. 89/1978, Act No. 13 of 1980, L.N. 39/1982, Act No. 5 of 1983, Act No. 20 of 1985, Act No. 7 of 1990, L.N. 487/1994, Act No. 4 of 1999, Act No. 6 of 2003, Act No. 9 of 2007, Act No. 4 of 2018.]

1. Short title

This Act may be cited as the Pensions Act.

2. Interpretation

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

“**African District Council service**” means service before the 30th April, 1963 under an African District Council established under the African District Councils Act, 1950 (No. 12 of 1950 now repealed);

“**General Fund Services**” means services which were being administered by the East African Community on behalf of the Republic of Kenya, the United Republic of Tanzania and the Sovereign State of Uganda under the provisions of Article 43(2) of the Treaty for East African Co-operation, as listed in the Sixth Schedule to this Act;

“**local authority service**” means service on or after the 30th April, 1963 under a local authority established or deemed to have been established under the Local Government Act (Cap. 265);

“**Minister**” means the Cabinet Secretary responsible for matters relating to finance;

“**other public service**” means public service not under the Government;

“**Overseas Superannuation Scheme**” means the United Kingdom scheme to establish a fund to provide service pensions and gratuities and pensions to dependants on a contributory basis for overseas research and allied services;

“**pensionable emoluments**” means—

- (a) in respect of service under the Government after the 31st December, 1953, includes salary, inducement and overseas addition to salary and personal allowance, but does not include duty allowance, house allowance, entertainment allowance or any other emoluments whatever;