

THE EMOLUMENTS COMMISSION BILL, 2022

MEMORANDUM

The objects of this Bill are to—

- (a) provide for the membership, functions, operations and financial management of the Emoluments Commission;
- (b) provide for a harmonised framework to govern the determination and management of emoluments for chiefs and officers in a State organ and State institution;
- (c) enhance the capacity of a State organ and State institution to attract, retain and motivate officers and staff with requisite qualifications, skills and experience in order to improve service delivery; and
- (d) provide for matters connected with, or incidental to, the foregoing.

M. D. KABESA,
Attorney-General

THE EMOLUMENTS COMMISSION BILL, 2022

ARRANGEMENT OF SECTIONS

PART I

PRELIMINARY

Section

1. Short title
2. Interpretation
3. Supremacy of Act

PART II

THE EMOLUMENTS COMMISSION

4. Seal of Commission
5. Functions of Commission
6. Composition of Commission
7. Proceedings of Commission
8. *Ad hoc* committees
9. Emoluments
10. Director-General and other staff
11. Disclosure of interest
12. Prohibition of publication or disclosure of information to unauthorised persons
13. Oath on appointment
14. Immunity

PART III

DETERMINATION OF EMOLUMENTS AND FACTORS FOR CONSIDERATION

15. Principles for determination of emoluments
16. Review cycle
17. Special review
18. Study to precede review

19. Procedure for submission of proposals
20. Factors to be considered when preparing and submitting proposals
21. Requirement to submit data annually
22. Determination of emoluments
23. Communication of approved emoluments
24. Hiring of expert
25. Application to Commission

PART IV
FINANCIAL PROVISIONS

26. Funds of Commission
27. Financial year
28. Accounts
29. Annual report

PART V
GENERAL PROVISIONS

30. Directive of Commission on non-compliance
31. Compliance notice by Commission
32. Privileged reports
33. Non-compliance by relevant authority
34. General offences
35. Regulations
36. Transitional provisions

A BILL

ENTITLED

An Act to provide for the membership, functions, operations and financial management of the Emoluments Commission; provide for a harmonised framework to govern the determination and management of emoluments for chiefs and officers in a State organ and State institution; enhance the capacity of a State organ and State institution to attract, retain and motivate officers and staff with requisite qualifications, skills and experience in order to improve service delivery; and provide for matters connected with, or incidental to, the foregoing.

ENACTED by the Parliament of Zambia.

Enactment

PART I PRELIMINARY

1. This Act may be cited as the Emoluments Commission Act, 2022. Short title
2. In this Act, unless the context otherwise requires— Interpretation
- “associate” has the meaning assigned to the word in the Anti-Corruption Act, 2012; Act No. 3 of 2012
- “Chairperson” means the person appointed Chairperson of the Commission under section 6; Cap. 1
- ”chief” has the meaning assigned to the word in the Constitution; Cap. 1
- ”Commission” means the Emoluments Commission established under Article 232 of the Constitution; Cap. 1

N.A.B. 1, 2022