

THE NATIONAL HEROES (WIDOWS PENSIONS) ACT Act
11 of 1974.

[1st April, 1972.]

1. This Act may be cited as the National Heroes (Widows Pensions) Act. Short title.

2.—(1) In this Act—

Interpreta-
tion.

“National Hero” means a person whose name is set out in the Second Schedule to the National Honours and Awards Act or a person upon whom the honour of National Hero is conferred pursuant to section 6 of that Act;

“public service” means any service in relation to which emoluments of any kind are payable out of the Consolidated Fund or otherwise out of moneys provided by Parliament and includes service with a Parish Council or with the Kingston and St. Andrew Corporation or any corporation established directly by statute.

(2) In this Act reference to a widow shall, in the case of a female National Hero, be deemed to include reference to a widower and cognate expressions shall be construed accordingly.

3.—(1) The widow of a National Hero shall, subject to the provisions of subsections (2), (3), (4) and (5), be paid a pension at an annual rate of six thousand eight hundred dollars. Widow's
pensions.

(2) A widow mentioned in subsection (1) shall not be entitled to receive and shall not be paid pension under this section in respect of any period after her re-marriage.

(3) A pension payable pursuant to subsection (1) shall be payable—

- (a) in the case of a person who was a widow of a National Hero on the 1st day of April, 1972, with effect from that date;
- (b) in the case of a widow of a person upon whom the honour of National Hero is conferred posthumously after the 1st day of April, 1972, with effect from the date on which the honour is so conferred;
- (c) in any other case, with effect from the day immediately following the date of the National Hero's death.

(4) Where pension is payable under subsection (1) to a widow who, apart from the provision of this section, is entitled to pension in respect of her deceased husband's public service, she shall be paid at her election either the pension under subsection (1) or the pension in respect of her deceased husband's public service but not both.

(5) An election under subsection (4) shall be in writing addressed to the Minister responsible for finance and shall be irrevocable.

(6) Nothing in subsection (4) shall prevent payment to a widow of any pension to which she is entitled in respect of her own public service.

Source and
method of
payments of
pensions.

4.—(1) Any pension payable under this Act—

- (a) shall be charged on and paid out of the Consolidated Fund;
- (b) shall be paid monthly in arrears in equal instalments.

Exemption
from income
tax.

5. Any pension payable under this Act shall be exempt from payment of income tax.

6. Any pension payable under this Act shall not—

Protection
of pensions.

- (a) be assignable or transferable except for the purpose of satisfying a debt due to the Government or an order of any court towards the maintenance of a child being a minor of the person to whom the pension is payable; or
- (b) be liable to be attached, sequestered or levied upon for or in respect of any debt or claim whatever except a debt due to the Government or any sum recoverable pursuant to such order of any court as mentioned in paragraph (a).