

CONDOMINIUM DES NOUVELLES-HEBRIDES

NEW HEBRIDES CONDOMINIUM

ARRETE CONJOINT 4 de 1947

JOINT REGULATION 4 of 1947

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A JOINT REGULATION

No. 4 of
1947.

To provide for the grant of Retiring Gratuities to Officers of the Condominium Service and their Dependants.

[Joint Regulation No. 4 of 1947 was published in Condominium Gazette No. 161 and is reprinted as amended by Joint Regulations: 2 of 1969 (Condominium Gazette No. 274) and 38 of 1973 (Condominium Gazette No. 329).]

Issued by His Britannic Majesty's Resident Commissioner and the Resident Commissioner for the French Republic.

[1. (1) Subject to the condition of Article 4 hereof any official:

J.R. 38 of
1973.

- (a) who has reached the age of 50 years, or over and who has completed 5 years' effective service; or
- (b) who has not reached the age of 50 years but who has completed 15 years' effective service; whichever is the earlier

may on leaving the Condominium Service for any other reasons than dismissal for inefficiency or misconduct claim from the Joint Administration a retiring gratuity equal to 15 days' salary, for every completed period of six months' effective service in the Condominium Administration.]

[(2) This gratuity shall be calculated on the substantive salary drawn by the officer concerned at the time of his retirement from the Condominium Service.]

J.R. 2 of
1969.

(3) Apart from resident service in the New Hebrides the following shall count as effective service for the purposes of gratuity:

- (a) periods of duty on behalf of the Condominium served outside the New Hebrides;
- (b) all periods of leave, including normal journey time, granted by the Resident Commissioners in accordance with current leave regulations but excluding leave without pay and leave on special private affairs.

2. Notwithstanding anything in these rules and, subject to the other conditions of Article 1 and the conditions of Article 4 hereof, a retiring gratuity may be granted to any official irrespective of age who may not have completed five years' effective continuous service:

- (1) If such officer is obliged to leave the service for reasons of illness or injury, contracted during, or as a result of, his service in the Condominium Administration, and through no fault of his own, such having been established by a Medical Board, or

- (2) At the Resident Commissioners' discretion if the officer's service is terminated by the Joint Administration for reasons other than inefficiency or misconduct (e.g. abolition of post).

3. Should any married official of the Condominium service die before retirement from the said service his widow and his orphaned children provided they were at the time of his death effectively dependent on the deceased official, as well as any issue of his marriage not born in his lifetime but born in due time after his death may claim a gratuity equivalent to the gratuity which would have been payable under this regulation to the deceased officer under Article 1 hereof. [In such cases the minimum age and length of effective service requirements set out in section 1 shall be disregarded.]

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1973.

4. Officials seconded to the Condominium service from British or French National services, together with their wives and children, shall have no claim to any gratuity under this regulation if they are eligible to receive any pension or gratuity in respect of their period of service with the Condominium, under the rules of the National service to which such officials belong.

5. On the retirement or death of any official of the Condominium eligible for a gratuity under this Regulation, the Condominium Treasurer shall prepare an appropriate statement of the service and leave in respect of the said official, which he shall present to the Resident Commissioners with his recommendations. Proof of age [where appropriate] of the official concerned in respect of a gratuity under Article 1 hereof shall be attached thereto.

J.R. 38 of
1973.

Dated at Vila this first day of October, 1947.

A. MENARD
Resident Commissioner
for France.

R. D. BLANDY
His Britannic Majesty's
Resident Commissioner.