

REPUBLIC OF VANUATU

BILL FOR
THE PUBLIC SERVICE
(LOCALISATION) ACT No. 10 OF 1982

Explanatory Note

The purpose of this law is to implement Article 88 (2) of the Constitution which allows for compulsory retirement of non-citizen public officers.

Section 1 allows the Prime Minister to terminate the employment of non-citizen public officers by the giving of 3 months notice in writing. Persons who receive such notice will be entitled to receive three months salary for each year of service since 1st January 1979.

FEBRUARY, 1982

W. HADYE LINI
Prime Minister

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Arrangement of Sections

1. Compulsory retirement of non-citizen public officers.
2. Severance payment.
3. Commencement.

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To provide for compulsory retirement of non-citizen public officers as provided for in Article 88 (2) of the Constitution.

BE IT ENACTED by the President and Parliament as follows :-

Compulsory
retirement
of non-citizen
public officers.

1. (1) The Prime Minister may compulsorily retire any non-citizen member of the Public Service serving on permanent terms of service.

(2) Notice of compulsory retirement shall be given by or on behalf of the Prime Minister in writing to an officer to whom subsection (1) applies.

(3) The notice referred to in subsection (2) shall state the day on which the officer to whom it is given shall be retired which shall be not less than three months after the day on which the notice is given to the officer.

Severance
Payment.

2. (1) An officer retired in accordance with section 1 shall be entitled to receive from the Government a severance payment which shall be a sum calculated at the rate of 3 months of the annual salary payable to the officer immediately before the day of retirement for each year served with the New Hebrides Government and the Vanuatu Government since the first day of January 1979.

- (2) Where the service of an officer to whom subsection (1) applies includes a period of less than a year the officer shall be paid for that period a sum calculated by multiplying the number of days in that period by three months salary and dividing the sum by 365.

Commencement.

3. This Act shall come into force on the day of its publication in the Gazette.