

SCHEDULE

Assessment of compensation for loss of whole-time office.

- 4 (1) The annual sum payable as compensation in respect of the loss of a whole-time office shall not exceed the aggregate of the following sums—
- (i) for every year of the officer's service one-sixtieth of an amount equal to the annual pecuniary loss which he has sustained by reason of the loss of the office;
 - (ii) in the case of service for twenty years or upwards, a sum equal to ten-sixtieths of the said amount;
 - in the case of service for fifteen years and less than twenty years, a sum equal to seven-sixtieths of the said amount;
 - in the case of service for ten years and less than fifteen years, a sum equal to five-sixtieths of the said amount ;
 - in the case of service for five years and less than ten years, a sum equal to three-sixtieths of the said amount;
 - in the case of service for less than five years, a sum equal to one-sixtieth of the said amount; and
 - (iii) in the case of an officer who was appointed as a specially qualified person or who before his appointment had been employed (otherwise than in an office within the meaning of this Schedule) as a deputy, assistant or clerk by a permanent officer for the purpose of the discharge of the latter's official duties, such additional sum, if any, not exceeding ten-sixtieths of the said amount, as the local authority in their discretion and in consideration of his special qualifications or of his previous employment, as the case may be, may think fit to award:
- Provided that the compensation shall not in any event exceed two-thirds of the said amount.
- (2) In assessing the amount of any pecuniary loss sustained by an officer by reason of the loss of his office, regard shall he had as respects any emoluments either—
- (a) to the amount of the emoluments which he received in respect of that office immediately before the material date or, in the case of an officer who, on ceasing to be engaged in war service, was not re-employed in his former office, to the amount of the emoluments which he would have received in respect of that office immediately before the material date if he had continued to be employed in that office until that date; or
 - (b) to the average amount of the emoluments which he received or would have received as aforesaid in respect of that office during the period of five years next before the said date or such shorter period as may be reasonable in the circumstances.
- (3) In assessing the amount of any pecuniary loss sustained by an officer by reason of the loss of his office, regard shall also be had to—
- (a) any increase of the emoluments enjoyed by the officer at the material date which he has obtained by virtue of the special Act or of anything done in pursuance of or in consequence of the special Act; and
 - (b) the emoluments of any office or other public appointment which he would have obtained on or after the material date if he had accepted an offer made to him.

Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

- (4) For the purpose of assessing any compensation payable in respect of the loss of a whole-time office or of any two or more offices Which in the aggregate involve the whole-time service of the officer, any previous period of part-time service shall be treated as though it were whole-time service for a proportionately reduced period.
- (5) Where the material date has occurred at any time other than at the expiration of a complete year of the officer's service, the portion then expired of that year shall, for the purpose of calculating any period of service under this paragraph, be treated as a complete year if it exceeds six months, and if it does not shall be ignored.