

**THE JUDGES (CONDITIONS OF SERVICE)
(AMENDMENT) BILL, 2006**

MEMORANDUM

The object of this Bill is to amend the Judges (Conditions of Service) Act in to —

- (a) revise the gratuity payable to judges on retirement; and
- (b) provide for matters connected with or incidental to the foregoing.

G. KUNDA,
Attorney-General

N.A.B. 15, 2006
10th March, 2006

GOVERNMENT OF ZAMBIA

ACT

No. 15 of 2006

Date of Assent: 12th May, 2006

An Act to amend the Judges (Conditions of Service) Act.

[19th May, 2006

ENACTED by the Parliament of Zambia.

Enactment

1. (1) This Act may be cited as the Judges (Conditions of Service) (Amendment) Act, 2006, and shall be read as one with the Judges (Conditions of Service) Act, in this Act referred to as the principal Act.

Short title
and
commence-
ment
Cap. 277

(2) This Act shall be deemed to have come into operation on 1st January, 2004.

Amendment
of section 4

2. Section *four* of the principal Act is amended in subsection (2) —

(a) by the deletion of paragraph (a) and the substitution therefor of the following paragraph:

(a) if the Judge has served—

(i) for a period of five years or less, be entitled to a gratuity comprising ten months of the emoluments last received while in office;

(ii) for a period of six to ten years, be entitled to a gratuity comprising fifteen months of the emoluments last received while in office;

(iii) for a period of eleven to fifteen years, be entitled to a gratuity comprising twenty-five months of the emoluments last received while in office;

(iv) for a period of sixteen to nineteen years, be entitled to a gratuity comprising forty months of the emoluments last received while in office; and

(v) for a period of twenty years or more, be entitled to a gratuity comprising sixty months of the emoluments last received while in office:

Provided that a person serving as a Judge who was appointed as a Judge before the commencement of this Act and who has served for a period of less than twenty years on the date of their retirement shall notwithstanding subparagraphs (i) to (iv) of this paragraph be entitled to a gratuity comprising sixty months of the emoluments last received while in office; and

(b) in paragraph (b) by the deletion of the words “basic salary” after the words “eighty per centum of the” and the substitution therefor of the word “emoluments.”

Amendment
of section 6

3. Section *six* of the principal Act is amended in paragraph (i) of subsection (1) by the insertion of the words “subparagraphs (ii) to (v) of ” after the words “the gratuity payable under”.
