

1821

85

REVENUE

22821

FROM THE HON. SECRETARY

DATE

14th Apl

MAY 21

OR CIRCULAR

SUBJECT

WIDOWS AND ORPHANS PENSION SCHEME

- Mr.
- Mr.
- Mr.
- Mr. Grindle.
- Sr H. Lambert.
- Sr H. Koo.
- Sir G. Fildes.
- Col. Amery.
- Mr. Churchill.

... questions which have been referred to the Royal Com. on the ... during the ... in legis. Comm.

Previous Paper

Govt 22056
Nyasa

27 July 21
21 Aug 21

Subsequent Paper

23396

ny & Protectorate of Kenya.

AFRICA PROTECTORATE

no. 506.

GOVERNMENT HEADQUARTERS
 NAIROBI.
 EAST AFRICA
 22821
 Recd.
 9 MAY 24th 1921.

Sir,

I have the honour to refer to Viscount
 Milner's despatch Kenya No. 1923 dated 15th December,
 1920, dealing with the Widows and Orphans Pension
 Ordinance 1921.

2. The Bill was first introduced in the Legislative
 Council of this Colony on the 1st of February last
 and subsequently referred to the Kenya Civil Servants'
 Association for their consideration and comment.

3. At the second reading of the Bill on the 25th
 February a letter from the Kenya Civil Servants'
 Association asking certain questions and making
 certain suggestions was read to the Legislative
 Council and it was decided to pass the Bill as
 submitted, with one or two small alterations which
 do not affect the actuarial basis, and to invite your
 attention to the suggestions and questions of the
 Kenya Civil Servants' Association and certain other
 suggestions made during the debate in general Committee
 by members of the Legislative Council.

The following are the suggestions and questions
 mentioned above:

(1) Clause 2 (2). It was suggested in Council
 that the provision of this section, that the wife

page -

HONOURABLE
 WINSTON CHURCHILL, P.C., M.P.,
 SECRETARY OF STATE FOR THE COLONIES,
 DOWNING STREET, LONDON, S.W..

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... it is un... Civil Servants' Associ... that
... Officers who had... the age of 49 on April

let 1916 and who are still in the service might be permitted to contribute the five annual contributions mentioned in Section 5 (2) should they desire to do so.

In the same connection the Civil Servants' Association also ask for information whether officers who have retired and have not reached the age of 49 will be allowed to become contributors.

Clause 5 (2). The Civil Servants' Association request that the question of permitting officers who desire to pay the "lump sum" equal to five annual contributions, but are unable to do so, may be considered and provision made whereby they are enabled to pay by instalments. At the same time it is realised that interest on the outstanding contributions would be properly chargeable if this concession were granted.

(5) Clause 14 (3) It was suggested in Council that in cases of pensions to children that a portion should be allotted in respect of each child.

The Civil Servants' Association however consider that this clause should stand without amendment, as the suggested alteration would introduce a dangerous principle which might cause great hardship to a child or children living at the time of a married contributor's death, and more particularly to a posthumous child of the marriage.

(6) Clause 16 (1) It was suggested in Council that the words "or has attained the age of 55 whichever of these events shall first happen" should be deleted.

The Civil Servants' Association however point out that the proposed amendment does not appear materially to affect the provisions of this clause, when it is considered in conjunction with the new regulations.

that the provision in this section, which provides that an officer dismissed for misconduct should not be entitled to rank pay for the period, was an undue hardship for the officer and his family to bear.

The Civil Servants' Association also urged the deletion of this clause on the grounds that (1) dismissal from the service for misconduct is sufficient punishment without loss of the benefits accruing to a contributor's family; and (2) that if a contributor has subscribed to secure certain benefits for his family in the event of his death, it is not equitable that they should be withheld in the manner indicated by Clause 17.

(8) Clause 26. It was considered both by the Legislative Council and the Civil Servants' Association that the payment of one half of the total contributions made, without interest, to the legal representatives of the classes of contributors mentioned in this clause was too little to be considered a fair provision.

The Civil Servants' Association requested that provision be made for the repayment of the contributions without interest.

The Legislative Council were of the opinion that the Civil Servants' Association should be satisfied with the provision for the repayment of contributions to the contributor.

Genl. Secy Wemyss

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DRAFT

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MINUTE.

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- Mr. *[Handwritten]*
- Mr. *[Handwritten]*
- Mr. *[Handwritten]*
- Mr. Grindle.
- Sir H. Lambert.
- Sir H. Bosc.
- Sir G. Fiddes.
- Amery.
- Sturhill.

transmit to the committee & you
 the enclosed copy of ~~the~~
 The Genl. Secy as the
 subject of the widow & orphan
 pension. Subsequently, it has
 now been proposed in the
 & it is expected that you will
 be glad enough to furnish
 the necessary details of the
 matter. It is very much to
 be regretted that the
 suggestions referred to

[Handwritten note]