

GOVERNMENT OF ZAMBIA

ACT

No. 31 of 1992

Date of Assent: 27th July, 1992

An Act to provide for revised salaries, and gratuity payable to the holders of the offices of Vice President, Speaker, Deputy Speaker, Minister, Deputy Minister, Leader of the opposition and member of the National Assembly; to repeal and replace the Central Committee, Ministerial and Parliamentary Offices (Emoluments) Act, 1992; and to provide for matters connected with or incidental to the foregoing.

[31st July, 1992

ENACTED by the Parliament of Zambia.

Enactment

1. (1) This Act may be cited as the Ministerial and Parliamentary Offices (Emoluments) Act, 1992.

Short title
and
commerce-
ment

(2) This Act shall be deemed to have come into operation on 1st April, 1992.

2. (1) Subject to the other provisions of this section, three shall be paid to the holder of an office specified in the Schedule a salary at the annual rate prescribed for that office in the Schedule.

Salaries
payable to
specified
officers

(2) There shall be paid to the leader of the opposition a salary at the annual rate prescribed for that office in the Schedule.

(3) There shall be paid to a member of the National Assembly a salary at the annual rate prescribed for that office in the Schedule.

3. (1) The allowances payable under this Act shall be exempt from any tax imposed on income or profits.

(2) For the purposes of any written law relating to the taxations of income or profits, the taxable income of the holder of an office specified in the Schedule shall be determined without taking into account the value of any benefit, right or advantage relating to the occupation of housing provided by the Government.

4. (1) Subject to the other provisions of this section, there shall be paid to the holder of an office specified in the Schedule a gratuity at the rate of twenty-five per centum of his salary.

(2) Any member of the National Assembly or the holder of an office specified in the Schedule, other than the Speaker shall not be entitled to a payment of any gratuity under subsection (1) unless he has continuously served as a member of the National Assembly or as a holder of an office specified in the Schedule for a period of not less than three years:

Provided that a person who has held an office specified in the Schedule or the office of member of the National Assembly for less than three years shall also be entitled to a gratuity under this section if he dies or if he ceases to hold such office by reason of his being elected, appointed or nominated by the President to another office.

(3) For the purpose of calculating the period of three years specified in subsection (2) the holder of an office specified in the Schedule or a member of the National Assembly shall be deemed to have served continuously during any period between the date of the dissolution of Parliament and the date of the commencement of the first session of the new Parliament only if—

- (a) he was a member of the National Assembly or the holder of an office specified in the Schedule at the time which Parliament was dissolved; and
- (b) he becomes a member of the National Assembly or the holder of an office specified in the Schedule of the commencement of the first session of the new Parliament.

(4) The gratuity payable under the provisions of this section shall be exempt from any tax imposed on income or profits.

Payments
under
this Act

5. (1) The salary and gratuity payable to the Speaker under this Act shall be a charge on the general revenues of the Republic.

(2) Except as provided by subsection (1), any salary, gratuity or benefit payable under this Act shall be paid from moneys appropriated by Parliament for the purpose.

Payment
of
Members
of National
Assembly
in respect

6. Notwithstanding anything contained in any other written law, no member of the National Assembly shall, in respect of his services as a member of—

(a) a local authority, statutory corporation or any other board, commission, committee, council, tribunal or similar body established by or under any written law;

(b) any administrative body whose expenses are wholly or partly defrayed out of moneys appropriated by parliament;

be paid any remuneration except by way of reimbursements in respect of travelling, subsistence or out-of-pocket expenses incurred by him in the discharge of his functions.

No pay-
ment of
salary
during
imprison-
ment,
restriction
or detention
Act No. 1
of 1991

7. Notwithstanding anything contained in this Act, no person shall be paid any salary under this Act in respect of any period during which he is serving a sentence of imprisonment or is restricted or detained in terms of or under the authority of any such law as is referred to in Article 22 or 25 of the Constitution.

Repeal of
Act No. 13
of 1981

8. The Central Committee, Ministerial and Parliamentary Offices (Emoluments) Act, 1981, is hereby repealed.

SCHEDULE
(Section 2)

SALARIES AND ALLOWANCES PAYABLE TO SPECIFIED OFFICERS

<i>Position</i>	<i>Salary Allowance</i>	<i>Const. Allowance</i>	<i>Special Allowance</i>	<i>Postal Allowance</i>	<i>Sec. Allowance</i>	<i>Total</i>	
	K	K	K	K	K	K	
1. Vice-President	1,133,592	642,072	871,992	1,440,372	—	—	3,216,036
		1,184,244					
2. Mr Speaker	1,024,532	642,072	871,992	1,348,396	—	—	3,015,000
		1,184,244					
3. Leader of the Opposition ..	926,636	642,072	871,992	1,287,736	—	—	2,856,444
		1,184,244					
4. Cabinet Minister.. ..	926,636	642,072	871,992	1,287,736	—	—	2,856,444
		1,184,244					
5. Deputy Speaker	926,636	642,072	871,992	1,287,736	—	—	2,856,444
		1,184,244					
6. Deputy Minister	814,330	642,072	871,992	1,201,250	—	—	2,657,652
		1,184,244					
7. Private Member	790,675	642,072	871,992	794,717	87,300	165,132	2,479,896
		1,184,244					