

**PUBLIC SECTOR EMPLOYEES (PENSION FUND) (VALIDATION AND
INDEMNIFICATION) BILL, 2025**

EXPLANATORY NOTES

Clause 1 provides for the short title of the Bill.

Clause 2 validates and confirm as lawful the purported addition of the statutory bodies listed in the Schedule to this Act by the Public Sector Employees (Pension Fund) (Amendment of Schedule 1) Order No. 30 of 2025, and all other acts done including the deduction of contributions and the payment of those deductions into the Public Sector Employees Pension Fund as result of the said Order during the period January 2025 until the commencement of the Act.

Clause 3 indemnifies persons from liability in respect deductions and payments made pursuant to Statutory Rules and Order No. 30 of 2025.

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Sen. the Hon. Claudette Joseph
ATTORNEY-GENERAL

**PUBLIC SECTOR EMPLOYEES (PENSION FUND) (VALIDATION AND
INDEMNIFICATION) BILL, 2025**

ARRANGEMENT OF CLAUSES

1. Short title
2. Validation
3. Indemnity

SCHEDULE - LIST OF STATUTORY BODIES

**PUBLIC SECTOR EMPLOYEES (PENSION FUND) (VALIDATION AND
INDEMNIFICATION) BILL, 2025**

GRENADA

ACT NO. OF 2025

AN ACT to validate and confirm as lawful, the addition of statutory bodies to Schedule I of the Public Sector Employees (Pension Fund) Act No. 19 of 2024, (hereinafter referred to as “the Act”) by virtue of SRO No. 30 of 2025, (hereinafter referred to as “the Order”) and as a result thereof, the deduction and payment of contributions of members employed by the said statutory bodies so added, as prescribed under Part V of the Act, and paid into the Public Sector Employees Pension Fund during the period commencing January 2025 and ending on the date of commencement of this Act, in variance as to amount, and to indemnify persons liable in respect of such deduction and payment pursuant to the Order.

WHEREAS the Act was enacted to provide for the establishment of a contributory pension scheme for public sector employees and employees of statutory bodies listed in Schedule I to the Act, and to provide for the establishment of the Public Sector Employees Pension Fund from which payment of pensions, gratuities and other allowances are to be paid to such employees;

WHEREAS all statutory bodies whose employees are to be members of the Pension Scheme and contribute to the Fund are listed in Schedule I to the Act;

WHEREAS section 73 of the Act empowers the Minister responsible for Public Administration, to amend Schedule I to the Act, by Order subject to affirmative resolution;

WHEREAS in exercise of that power, the Minister made the Order which purported to add statutory bodies to the said Schedule;

WHEREAS the Order was inadvertently published in the *Gazette* without parliamentary approval subject to affirmative resolution;

WHEREAS notwithstanding same, the servants or agents acting in good faith on behalf of the Government and the said statutory bodies so added made deductions and paid contributions into the Public Sector Employees Pension Fund on behalf of or to the credit of their employees and carried out acts in relation thereto;

AND WHEREAS it is desirable to validate and confirm as lawful the addition of the said statutory bodies to Schedule I and the deduction and payment of the contribution of employees from the statutory bodies that were paid into the Public Sector Employees Pension Fund along with other related acts, and to

indemnify all persons who, pursuant to the Order, did so in good faith and inadvertent as to the absence of such proper statutory authority;

BE IT ENACTED by the King's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives of Grenada, and by the authority of the same as follows—

Short title

1. This Act may be cited as the

PUBLIC SECTOR EMPLOYEES (PENSION FUND) (VALIDATION AND INDEMNIFICATION) ACT, 2025.

Validation

2. Notwithstanding anything to the contrary—
 - (a) the purported addition by the Public Sector Employees (Pension Fund) (Amendment of Schedule I) Order, No. 30 of 2025 of the statutory bodies listed in the Schedule to this Act, to Schedule I of the Public Sector Employees (Pension Fund) Act, (“the Act”) without the said Order being subject to affirmative resolution pursuant to section 73 of the Act, and;
 - (b) all other acts done as a result thereof, including the deduction of contributions from employees of such statutory bodies so added, and the payment of said contributions into the Public Sector Employees Pension Fund pursuant to Part V of the Act;

from the period commencing January 2025 and ending on the date of commencement of this Act, in good faith and inadvertent as to the Order being published in the Gazette without being subject to affirmative resolution, are hereby declared to have been validly, properly and lawfully done to all intents and purposes and with effect as if authorised in accordance with provisions of the Act.

Indemnity

3. Every person liable to be legally proceeded against on the ground that any of the acts referred to in section 2 was unauthorised, unlawfully done, or otherwise illegal or improper; for any such reason, is hereby discharged and indemnified as well against the King's Most Gracious Majesty His Heirs and Successors as well as against all persons whatsoever, from such liability.

LIST OF STATUTORY BODIES

T.A. Marryshow Community College

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Clerk to the House of Representatives

Clerk to the Senate