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## GOVERNMENT NOTICE

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OLD AGE PENSIONS ACT 2005

Arrangement of Sections

Section

1. Short title and commencement
2. Interpretation
3. Pension
4. Assignment, transfer etc....
5. Circumstances under which pension ceases
6. Regulations
ACT NO. 3 OF 2005

OLD AGE PENSIONS ACT 2005

An Act to make provision for old age pensions

ENACTED BY THE PARLIAMENT OF LESOTHO

Short title and commencement

1. This Act may be cited as the Old Age Pensions Act 2005 and shall be deemed to have come into operation on the 1st day of November 2004.

Interpretation

2. In this Act, unless the context otherwise requires -

"Commissioner" means the Commissioner of Pensions;

"Minister" means the Minister responsible for finance and development planning;

"senior citizen" means a citizen of Lesotho who is of the age 70 years or above.

Pension

3. (1) Subject to subsection (2), and upon application to the Commissioner in the form set out in the Schedule, a senior citizen shall be paid, from the Consolidated Fund, a monthly pension to be determined by the Minister by notice published in the Gazette.

(2) Subsection (1) shall not apply to a senior citizen who earns a pension or social grant from the Consolidated Fund which is above the amount stipulated in subsection(1).

Assignment, transfer etc.....

4. (1) A pension payable under this Act shall not be -
(a) assigned;
(b) transferred; or
(c) hypothecated,

by a senior citizen;
(d) subject to execution under judgement, order of court or law.

(2) Notwithstanding subsection (1) or any other law, an erroneous payment made to a senior citizen in respect of a pension payable under this Act may be recovered from the pension payable to the senior citizen or from the senior citizen, as the case may be.

Circumstances under which pension ceases

5. (1) A pension payable under this Act shall cease -

(a) upon the death of the senior citizen;
(b) when the senior citizen is sentenced to imprisonment without the option of a fine.

(2) Notwithstanding subsection(1), where a pension ceases under subsection (1) (b), the pension may be reinstated on completion of the prison sentence and upon application to the Commissioner for reinstatement by the senior citizen.

Regulations

6. The Minister may -

(a) make regulations for the administration and implementation of this Act:
(b) amend the Schedule.
APPLICATION FOR OLD AGE PENSION
(To be filled in block letters)
(Tick the appropriate box with \(x\))

A. THIS PART TO BE FILLED BY THE APPLICANT

1. SURNAME ........................................
   Sex / Gender ........................................
     Male [ ]  Female [ ]
   Surname before marriage ........................................

2. OTHER NAMES ........................................

3. ADDRESS ........................................
   Village ........................................
   Chief ........................................
   Constituency ........................................
   Registration Centre ........................................
   MP ........................................
   District ........................................
   Post Office ........................................
   Postal Box Number ........................................

4. IDENTITY ........................................
   Passport Number (if any) ........................................
   Voter’s Card Number (IEC) (if any) ........................................
   Any other acceptable form of evidence ........................................

5. BIRTH

<table>
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<tr>
<th>DAY</th>
<th>MONTH</th>
<th>YEAR</th>
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<tr>
<td>Section</td>
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<tr>
<td>6.</td>
<td>MONTHLY PENSION M ................. Pension Number .......... Form of Pension: Civil Pension □ African Pioneer Corps Pension □</td>
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<td>7.</td>
<td>OTHER MONTHLY GRANTS (from the Consolidated Fund) (if any) M .................</td>
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</tr>
<tr>
<td>C.</td>
<td>DECLARATION</td>
<td></td>
</tr>
<tr>
<td>8.</td>
<td>I, (full name) ........................................... declare that the foregoing information is true to be the best of my knowledge Date ................. Signature or thumb print .................</td>
<td></td>
</tr>
<tr>
<td>D.</td>
<td>KNOWLEDGE OF THE CHIEF OR CHAIRMAN OF LOCAL COMMUNITY COUNCIL</td>
<td></td>
</tr>
<tr>
<td></td>
<td>I certify that the above particulars are true</td>
<td></td>
</tr>
<tr>
<td></td>
<td>CHIEF’S OFFICIAL STAMP</td>
<td>CHAIRMAN OF THE LOCAL COMMUNITY COUNCIL OFFICIAL STAMP</td>
</tr>
<tr>
<td></td>
<td>Chief (names in full) ................ Signature ....... Date ..........</td>
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<td>Chairman of the Local Community Council (names in full) .................</td>
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</tr>
<tr>
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<td>Signature .............................. Date ..........................</td>
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GPL 1167/05 - 350
GOVERNMENT NOTICE NO. 10 OF 2005

Old Age Pension Bill 2005

MEMORANDUM OF OBJECTS AND THE REASONS

The purpose of the bill is to introduce social protection in the form of old age pension scheme to senior citizens aged 70 years and above. The scheme aims at improving the living standards and reduction of poverty, in line with the development strategies of Lesotho as outlined in the National Vision 2020 and the Poverty Reduction Strategy Programmes.