

GOVERNMENT OF ZAMBIA

ACT

No. 21 of 1998

Date of Assent: 7th October, 1998

An Act to amend the Benefits of Former Presidents Act
[12th October, 1998]

ENACTED by the Parliament of Zambia.

Enactment

1. This Act may be cited as the Benefits of Former Presidents (Amendment) Act, 1998, and shall be read as one with the Benefits of Former Presidents Act, in this Act referred to as the principal Act.

Short title

Cap. 15

2. Section *two* of the principal Act is amended by the insertion in the appropriate place of the following new definition:

Amendment
of section 2

" active politics " means—

(a) the doing of any act indicating a person's intention to hold elective or appointive office; or

(b) the holding of elective or appointive office;

in a political party or in an organization whose main aim is the furtherance of political objectives;

" executive house " means a house comprising a kitchen, living room, dining room, at least four bedrooms two of which shall have a sleeping space with an attached bathroom and toilet, and with servants quarters on the same premises.

3. The principal Act is amended by the insertion after section *four* of the following new section:

Insertion of
new section
4A

4A. (1) In addition to the benefits set out in section *four*, there shall be—

House and
motor
vehicles

(a) assigned to a former President within a period of not more than two years from the date of ceasing to hold office, a furnished executive house built or bought in Zambia by the State at a place of the former President's choice;

(b) provided to a former President immediately upon ceasing to hold office housing accommodation as the government considers fit before the house referred to in paragraph (a) is assigned to the former President; and

(c) provided by the State to a former President within a period of not more than six months from the date of ceasing to hold office, three drivers, three motor vehicles with free maintenance and entitlement to fuel to the extent determined by the Cabinet.

(2) Where a former President who is entitled to the benefits conferred under subsection (1) dies while in or after having left office—

(a) the spouse and children of the family who have not attained the age of twenty-one years shall be entitled jointly to one driver and one motor vehicle with free maintenance and entitlement to fuel to the extent determined by the Cabinet; and

(b) there shall be assigned to the surviving spouse and children jointly, the furnished house built or bought by the State at a place of the surviving spouse's choice, if the house referred to in paragraph (a) of subsection (1) has not been assigned to the former President.

(3) The benefits conferred under this section shall be a charge on the general revenues of the Republic.

Amendment
of section 5

4. Section *five* of the principal Act is amended by the deletion of subsection (1) and the substitution therefor of the following:

(1) The pension and other benefits conferred by this Act shall not be paid, assigned or provided to a former President who is—

(a) in receipt of a salary from the Government; or

(b) engaged in active politics.

Amendment
of section 6

5. Section *six* of the principal Act is amended in paragraph (b) by the deletion of items 4, 5 and 9.

Amendment
of Schedule

6. The Schedule to the principal Act is amended by the deletion of items 4, 5 and 9 and by the re-numbering of items 6, 7, 8, 9, 10, 11 and 12 as items 4, 5, 6, 7, 8 and 9 respectively.
