

PUBLIC OFFICERS' WELFARE COUNCIL ACT

Act 28 of 1992 – 12 October 1992

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PUBLIC OFFICERS' WELFARE COUNCIL ACT

1. Short title

This Act may be cited as the Public Officers' Welfare Council Act.

2. Interpretation

"Board" means the Board referred to in section 5;

"Council" means the Public Officers' Welfare Council established under section 3;

"Minister" means the Minister to whom responsibility for the subject of civil service affairs is assigned.

3. Establishment of Council

(1) There is established for the purposes of this Act a Public Officers' Welfare Council.

(2) The Council shall be a body corporate.

4. Objects of Council

The objects of the Council shall be to—

- organise recreational and cultural activities for public officers;
- enlist the participation of public officers in the implementation of activities approved by the Council;
- generally promote the welfare of public officers and their families;
- maintain effective communication with departmental staff welfare associations;
- diffuse information on civil service affairs generally;

- (f) set up and operate schemes or projects for the benefit of public officers and their families; and
- (g) advise the Minister on matters relating to the welfare of public officers.

[S. 4 amended by Act 3 of 1995.]

5. Management of Council

(1) The Council shall be managed and administered by a Board.

(2) The Board shall consist of—

- (a) a Chairperson to be appointed by the Minister;
- (b) a representative of the Prime Minister's Office;
- (c) a representative of the Ministry responsible for the subject of civil service affairs;
- (d) a representative of the Ministry responsible for the subject of women's rights;
- (e) a representative of the Ministry responsible for the subject of youth and sports;
- (f) a representative of the Ministry responsible for the subject of arts and culture;
- (g) a representative of the Ministry responsible for the subject of finance;
- (h) 3 representatives of civil service trade unions, appointed by the Minister; and
- (i) 2 independent persons, one of whom shall be a woman, appointed by the Minister.

(3) The Board shall regulate its meetings and proceedings in such manner as it thinks fit.

(4) Six members shall constitute a quorum.

(5) The members of the Board shall be paid such fees as may be approved by the Minister.

[S. 5 amended by Act 3 of 1995.]

6. Staff of Council

(1) The Board may, with the approval of the Minister, appoint, on such terms and conditions as it may determine, such officers as may be necessary for the proper discharge of its functions under this Act.

(2) The officers shall be under the administrative control of the Board or any other person designated by the Board.

[S. 6 amended by Act 3 of 1995.]

7. General Fund

- (1) The Council shall establish a General Fund—
 - (a) into which all monies received by the Council shall be paid; and
 - (b) out of which all payments required to be effected by the Council shall be met.
- (2) The Council shall derive its funds from—
 - (a) the Consolidated Fund;
 - (b) any dues or fees levied by the Board; and
 - (c) any other source approved by the Minister.

8. Execution of documents

No document shall be executed by or on behalf of the Council unless it is signed by—

- (a) the Chairperson of the Board or, in his absence, by a member designated by the Board; and
- (b) an officer designated for that purpose by the Board.

[S. 8 amended by Act 3 of 1995.]

9. Protection from liability

No liability, civil or criminal, shall lie against any member or officer of the Council in respect of any act done or omitted to be done in good faith in the exercise of his functions under this Act.

10. Powers of Minister

(1) The Minister may, after consultation with the Council, give such directions of a general nature, not inconsistent with this Act, as he considers necessary in the public interest, and the Council shall comply with these directions.

(2) The Council shall furnish to the Minister such information with respect to its activity as the Minister may require.

11. Donations

Article 910 of the Code Civil Mauricien shall not apply to a donation received by the Council.

12. Regulations

(1) The Minister may make such regulations as he thinks fit for the purposes of this Act.

(2) Any regulations made under subsection (1) may provide for the taking of fees and the levying of charges.

13. – 14. —
