

LAWS OF MALAYSIA

ACT 237

MEMBERS OF PARLIAMENT (REMUNERATION)

ACT 1980

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LAWS OF MALAYSIA

ACT 237

**MEMBERS OF PARLIAMENT (REMUNERATION)
ACT 1980**

An Act to provide for the remuneration of Members of Parliament and for other matters incidental thereto or connected therewith.

[]

BE IT ENACTED by the Duli Yang Maha Mulia Seri Paduka Baginda Yang di-Pertuan Agong with the advice and consent of the Dewan Negara and Dewan Rakyat in Parliament assembled, and by the authority of the same, as follows :

1. This Act may be cited as the Members of Parliament (Remuneration) Act 1980 and shall come into force on the 1st July 1980.

Short title and commencement.

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

Interpretation.

“**Member**” means a member of the Administration, a Member of Parliament, the President of the Senate and the Speaker of the House of Representatives;

Act A594/84 dd. 28.6.84

“**Member of the Administration**” has the meaning assigned to it in Clause (2) of Article 160 of the Constitution but does not include a Political Secretary;

“**Member of Parliament**” means a member of the Senate or the House of Representatives.

3. (1) The remuneration of Members of Parliament shall consist of-

Remuneration of Members of Parliament

(a) in the case of a member of the Senate, a monthly allowance of four thousand one hundred and twelve ringgit and seventy-nine cent;

Act A1244/2005 wef. 1.1.2004.

(b) in the case of a member of the House of Representatives, a monthly allowance of six thousand five hundred and eight ringgit and fifty nine cent.

Act A1244/2005 wef. 1.1.2004..

**Act A1244/2005 wef.
1.1.2004.**

(2) Where a Member of Parliament is designated as Leader of the Opposition, he shall be entitled, in addition to the monthly allowance specified in paragraph (b) of subsection (1), to a monthly allowance of three thousand eight hundred and forty six ringgit and fifty-nine cent.

**Remuneration of
President of Senate,
Speaker, etc.**

4. The remuneration of the President and Deputy President of the Senate and the Speaker and Deputy Speaker of the House of Representatives shall consist of-

**Act A1244/2005 wef.
1.1.2004.**

(a) in the case of the President of the Senate, a monthly salary of fourteen thousand two hundred and nineteen ringgit and ninety-two cent in addition to the monthly allowance payable to him as a member of the Senate as specified (a) of subsection (1) of section 3;

**Act A1244/2005 wef.
1.1.2004.**

(b) in the case of the Speaker of the House of Representatives, a monthly salary of fourteen thousand two hundred and nineteen ringgit and ninety-two cent in addition to the monthly allowance payable to a member of the House of Representatives as specified in paragraph (b) of subsection (1) of section 3 irrespective of whether or not the Speaker is a member of the House of Representatives;

**Act A1244/2005 wef.
1.1.2004.**

(c) in the case of the Deputy President of the Senate, a monthly salary of nine thousand six hundred and eighty ringgit in addition to the monthly allowance payable to him as a member of the Senate as specified in paragraph (a) of subsection (1) of section 3;

**Act A1244/2005 wef.
1.1.2004.**

(d) in the case of the Deputy Speaker of the House of Representatives, a monthly salary of nine thousand six hundred and eighty ringgit in addition to the monthly allowance payable to him as a member of the House of Representatives as specified in paragraph (b) of subsection (1) of section 3;

MEMBERS OF PARLIAMENT (REMUNERATION)

5. In addition to the allowances payable under section 3 and the salaries and allowances payable under section 4, the persons specified in those sections shall also be entitled to such other allowances and privileges at such rates and on such terms and conditions as may be directed by the Yang di-Pertuan Agong and such direction shall be laid before each House of Parliament.

Other allowances and privileges for persons under sections 3 and 4.

6. (1) The remuneration of the Members of the Administration shall consist of-

Remuneration of Members of the Administration.

- (a) in the case of the Prime Minister, a monthly salary of twenty-two thousand eight hundred and twenty-six ringgit and sixty-five cent
- (b) in the case of the Deputy Prime Minister, a monthly salary of eighteen thousand one hundred and sixty-eight ringgit and fifteen cent;
- (c) in the case of a Minister, a monthly salary of fourteen thousand nine hundred and seven ringgit and twenty sen;
- (d) in the case of a Deputy Minister, a monthly salary of ten thousand eight hundred and forty-seven ringgit and sixty-five cent;
- (e) in the case of a Parliamentary Secretary, a monthly salary of seven thousand one hundred and eighty-seven ringgit and forty cent.

Act A1244/2005 wef. 1.1.2004.

(2) (a) Where a Member of the Administration is a member of the Senate, he shall be entitled, in addition to the salary specified in subsection (1), to the monthly allowance payable to him as a member of the Senate as specified in paragraph (a) of subsection (1) of section 3.

(b) Where a Member of the Administration is a member of the House of Representatives, he shall be entitled, in addition to the salary specified in subsection (1), to the monthly allowance payable to him as a member of the House of Representatives as specified in paragraph (b) of subsection (1) of section 3.

(3) Where a Member of the Administration is designated as Leader of the House of Representatives, he shall be entitled, in addition to the salary specified in subsection (1) and the monthly allowance specified in

paragraph (b) of subsection (1) of section 3, to a monthly allowance of three thousand eight hundred and forty-six ringgit and fifty-nine cent.

Act A1244/2005 wef. 1.1.2004.

(4) Where a Member of the Administration is designated as Deputy Leader of the House of Representatives, he shall be entitled, in addition to the salary specified in subsection (1) and the monthly allowance specified in paragraph (b) of subsection (1) of section 3, to a monthly allowance of one thousand nine hundred and eighty-three ringgit and nineteen sen.

(5) A Member of the Administration shall also be entitled to such other allowances and privileges at such rates and on such terms and conditions as may be specified by the Cabinet from time to time.

Commencement of salaries and allowances

7. All monthly salaries and allowances specified in subsections (1) and (2) of section 3, section 4 and subsections (1), (2), (3) and (4) of section 6 and payable shall-

(a) commence from the date of the coming into force of this Act, or from the date of appointment or election, whichever is the later, of the Member of Parliament, the President or Deputy President of the Senate, the Speaker or Deputy Speaker of the House of Representatives, the Members of the Administration, the Leader or Deputy Leader of the House of Representatives or the Leader of the Opposition, as the case may be;

(b) accrue from day to day and be payable on the last day of each month or on such other day of the month as the Minister of Finance may determine from time to time.

Pensions and gratuities.

8. A Member shall be entitled to such pension, gratuity and other benefits as are prescribed in the First Schedule.

Accident benefits.

9. A Member shall be entitled to such accident benefits as are prescribed in the Second Schedule.

Reduction of allowances by Parliament

10. The amounts specified in or under this Act as being the amount of any salaries, allowances or benefits payable out of monies provided by Parliament and not charged on the Consolidated Fund shall be taken to be the maximum amounts so payable, and notwithstanding the provisions of this Act or any provision made under it as to such amounts, the salaries, allowances and benefits payable in any month in respect of any office may be of lesser amounts than those specified or prescribed.

11. Unless otherwise provided, a Member to whom any salary is payable under this Act shall be entitled to receive only such salary and allowances but if he is the holder of two or more offices in respect of which a salary and allowances are so payable and there is a difference in the salaries and allowances payable in respect of those offices, the office in respect of which such salary and allowances are payable shall be in respect of which the highest salary is payable.

***Provision
against
duplicate
salaries***

12. (1) Subject to subsections (2) and (3), the salaries, allowances and benefits payable under this Act shall be paid out of monies provided by Parliament.

***Monies to be
provided or
charged.***

(2) The remuneration of the President of the Senate and the Speaker of the House of Representatives shall be charged on the Consolidated Fund.

(3) Pensions and gratuities payable under the provisions of the First Schedule shall be charged on the Consolidated Fund.

13. The Members of the Administration and Members of Parliament (Pensions and Gratuities) Act 1971 is repealed:

***Repeal and
savings.***

Act 23

Provided that where a person or his dependant was in receipt of a pension or derivative pension, as the case may be, under the provisions of that Act, such pension or derivative pension shall be recomputed under paragraph 20 of the First Schedule and shall continue to be payable under the provisions of that Schedule.

14. The following laws are repealed-

Repeal.

(a) Ministers (Remuneration) Ordinance 1957;

63/57

(b) President of the Senate (Remuneration) Act 1960;

2/60

(c) Parliament (Members' Remuneration) Act 1960;

4/60

(d) Deputy Ministers Act 1960;

5/60

(e) Speaker (Remuneration) Act 1960;

7/60

(f) Parliamentary Secretaries (Remuneration) Act 1965.

32/65

[1st Sch.]

ACT 237

FIRST SCHEDULE

(Sections 8, 10, 12 and 13)

INTERPRETATION

1. In this Schedule, unless the context otherwise requires:

“Member” means a Member of the Administration as defined in clause (2) of Article 160 of the Constitution and includes a Member of either House of Parliament and the Speaker of the House of Representatives who is not a Member of that House but does not include a Political Secretary who is not a Member of Parliament nor does it include a Member of the Administration of a State;

“child” means a child of a deceased Member under the age of 21 and includes-

- (i) a posthumous child, a dependant stepchild or an illegitimate child;
- (ii) a child adopted under any written law, custom or usage before the death of the Member; and
- (iii) a child, adopted before the death of the Member whether or not under any written law, custom or usage, of a Member who professes the religion of Islam;

“reckonable service” means the period in months during which a person is a Member whether continuously or in two or more separate periods; and for the purpose of calculating the length of a Member’s reckonable service, all periods of reckonable service shall be aggregated;

“Salary” means

P.U. (A) 188 dd. 9.7.81

(a) in relation to a Member of Parliament, the monthly allowance payable to him under subsection (1) of section 3;

(b) in relation to the President or Deputy President of the Senate or the Speaker or Deputy Speaker of the House of Representatives, the sum of the monthly salary and the monthly allowance payable to him under section 4;

(c) in relation to the Prime Minister, the Deputy Prime Minister, a Minister, a Deputy Minister or a Parliamentary

Secretary, the sum of the monthly salary and the monthly allowance payable to him under subsections (1) and (2) of section 6.

(1) A person who ceases to be a Member may be granted a pension if he has completed 36 months of reckonable service:

Pension for Members

Provided that where a person who becomes a Member for the first time on or after the 1st July 1990 ceases to be a Member upon completing thirty six months of reckonable service but has not attained the age of fifty years on the date he ceases to be a Member, he may be granted a pension only upon his thereafter attaining the age of fifty years.

***P.U. (A) 159
dd. 28.6.90***

(2) The monthly pension payable under subparagraph (1) shall be calculated of the following formula:

$1/44 \times \text{period of reckonable service} \times \text{salary}$, subject to a maximum of half of salary:

Provided that the pension payable under this paragraph shall be based on the highest drawn salary of the Member during any period of reckonable service:

***P.U.(A) 188
dd. 9.7.81***

Provided further that any reckonable service in the case of a person who ceases to be a Member either through death or dissolution of Parliament or through disqualification under paragraph (a) of Clause (1) of Article 48 of the Constitution shall, where it is less than 36 months, be deemed to be 36 months of reckonable service.

(2A) In the case of a person who becomes a Member for the first time on or after the 1 st July 1990 but has not attained the age of fifty years on the date he ceases to be a Member, the salary on which a pension will be granted under subparagraph (2) shall be the last revised salary before the pension is granted to him.

***P.U.(A) 159
dd. 28.6.90***

(3) A pension granted under this paragraph shall continue for the life of that person to whom it is payable but shall not be payable in respect of any period during which he is again a Member and is in receipt of a salary in respect thereof:

Provided that such period, subject to subparagraphs (1) and (2), shall be taken into account for calculating the pension that will be payable on his ceasing again to be a Member.

(4) In the case of a person who was a member at any time on or after 31 st August 1957 and is still living he may be granted a pension under subparagraphs (1) and (2) from the date of the coming into force of this Act based on his salary adjusted to the salary of a Member as is appropriate and in accordance with the provisions of this Schedule

***P.U. (A) 188
dd. 9.7.81***

P.U. (A) 188 dd. 9.7.81

3. (1) Notwithstanding subparagraph (3) of paragraph 2, a Member who does not hold the office of Prime Minister, Deputy Prime Minister, Minister, Deputy Minister, Parliamentary Secretary, President or Deputy President of the Senate, or Speaker or Deputy Speaker of the House of Representatives may be paid a pension under paragraph 2 if he had previously served as Prime Minister, Deputy Prime Minister, Minister, Deputy Minister, Parliamentary Secretary, President or Deputy President of the Senate, or Speaker or Deputy Speaker of the House of Representatives for any period:

P.U. (A) 188 dd. 9.7.81

Provided that if he ceased to be a Member and the pension he receives is less than the maximum pension payable under subparagraph (2) of paragraph 2, then the pension may be recomputed on the basis of his salary received as Prime Minister, Deputy Prime Minister, Minister, Deputy Minister, Parliamentary Secretary, President or Deputy President of the Senate, or Speaker or Deputy Speaker of the House of Representatives as the case may be, and on the reckonable service which shall include so much of the period he served as a Member, other than as Prime Minister, Deputy Prime Minister, Minister, Deputy Minister, Parliamentary Secretary, President or Deputy President of the Senate, or Speaker or Deputy Speaker of the House of Representatives, so that he may receive the maximum possible pension payable under subparagraph (2) of paragraph 2.

**P.U.(A) 216 dd. 30.7.81
eff fr.9.6.81**

(2) Notwithstanding subparagraph (2) of paragraph 2-

- (a) in the case of a person who has held the office of Prime Minister and where the length of his reckonable service is 36 months or less, the monthly pension payable under subparagraph (2) of paragraph 2 shall be that sum computed on the basis of 36 months reckonable service or three thousand ringgit, whichever is the greater; and
- (b) in the case of a person who has held the office of Prime Minister and where the length of his reckonable service is more than 36 months but the pension payable under subparagraph (2) of paragraph 2 is less than three thousand ringgit, the monthly pension payable shall be three thousand ringgit;

4. (1) A person who ceases to be a Member may be granted a gratuity calculated on the following formula:

$1/48 \times \text{salary} \times 12 \times \text{period of reckonable service.}$

(2) Notwithstanding subparagraph (1), a Member who ceases to hold the office of President or Deputy President of the Senate, or Speaker or Deputy Speaker of the House of Representatives, but continues to be Member of either House of Parliament may be paid a gratuity calculated under subparagraph (1).

(3) Notwithstanding subparagraph (1) and subject to subparagraph (4)(a), a Member of the Administration who ceases to hold the office of Prime Minister, Deputy Prime Minister, Minister, Deputy Minister or Parliamentary Secretary and -

(a) continues to be a Member of either House of Parliament; or

(b) ceases to be a Member of either House of Parliament, may be granted a gratuity calculated under subparagraph (1).

(4) For the purpose of calculating the gratuity under subparagraph (1) –

(a) if a gratuity falls due to be payable to a Member of the Administration under subparagraph (3), “period of reckonable service” shall be the period of reckonable service as a Member up to seventy-two months and if such period exceeds seventy-two months, only such period of service as a Member of Administration shall be reckoned; and

(b) if a gratuity falls due to be payable to a Member who is not a Member of the Administration, “period of reckonable service” shall be any period of reckonable service not concurrent with a period of reckonable service for which gratuity has been calculated subject to subparagraph (a)

(5) Any gratuity that had been paid to the Member of Administration who is a Member of the House of Representatives upon the dissolution of Parliament shall be deducted from the gratuity that falls due to be paid under subparagraph (1).

(6) The gratuity payable under subparagraph (1) shall be based on the highest drawn salary of the Member during the period of reckonable service as determined under subparagraph (4).

(7) Any gratuity or cash award that has been paid to a Member in respect of any period of reckonable service as determined under subparagraph (4) shall be deducted from the gratuity that falls due to be paid under subparagraph (1).

**Gratuity for
Members**

**P.U.(A) 150/2003
wef. 5.4.1995**

5. (1) Where a Member dies and qualifies to receive a pension under paragraph 2 and a gratuity under paragraph 4, the Yang di-Pertuan Agong may, under paragraph 8, grant to his dependants a derivative pension and a derivative gratuity or a derivative gratuity only.

***P.IA 150/2003
wef 5.4.95***

(2) Subject to paragraph 3, the derivative pension and derivative gratuity payable under subparagraph (1) shall be calculated in the same manner as the calculation for pension under subparagraph (2) of paragraph 2 and the calculation for gratuity under paragraph 4.

(3) Subject to paragraph 10, the derivative pension granted under subparagraph (2) shall be payable for a period not exceeding twelve and a half years from the date immediately following the date of death of the Member, and thereafter the dependants shall continue to receive seventy per centum of the derivative pension granted.

(4) In the case of a person who was a Member at any time on or after 31 st August 1957 and had died and left dependants within the meaning of paragraph 8, the dependants may, from the date of the coming into force of this Act, if they are not ineligible under paragraph 10 as from the date of the coming into force of this Act, be granted a derivative pension under paragraph 5, 6 or 7, as the case may be, based on the salary of that person adjusted to the salary of a Member as is appropriate and in accordance with the provisions of this Schedule.

6. Subject to paragraph 10, where a person dies within the period of twelve and a half years of his last ceasing to be a Member, his dependants may be granted a derivative pension of the same amount as the pension which was paid or payable to him for the remaining portion of such period and thereafter such derivative pension shall continue to be payable at the rate of seventy per centum of the derivative pension granted.

***Derivative
pension where a
person dies
within twelve
and a half years.***

7. Subject to paragraph 10, where a person dies after twelve and a half years of his last ceasing to be a Member, his dependants may be granted a derivative pension equivalent to seventy per centum of the person's pension.

***Derivative
pension where a
person dies after
twelve and a half
years***

8. (1) A derivative pension may be granted to the widow or widower and the child of the deceased Member.

***Dependants
eligible to
receive
derivative
pension and
derivative
gratuity.***

(2) A derivative gratuity may be granted to -

(a) the persons specified under subparagraph (1); and

(b) the dependant parent of the deceased Member.

(3) Where there are no such persons under subparagraphs (1) and (2), a derivative gratuity only may be granted to the next-of-kin of the deceased Member.

(4) Notwithstanding subparagraph (1), if a widow or widower was married to a person after that person has ceased to be a Member and only if the marriage was contracted within twelve and a half years of his last ceasing to be a Member, the widow or the widower, as the case may be, shall be entitled to only a derivative pension under the provisions of paragraph 6 for the remaining portion of the twelve and a half year period mentioned therein and shall not be entitled to a derivative pension thereafter.

9. A derivative pension or derivative gratuity may be paid to the persons under subparagraphs (1) and (2) of paragraph 8 in such proportions as the Yang di-Pertuan Agong thinks fit and such derivative pension may be reapportioned whenever any one of such persons die or ceases to be eligible for such payment.

Apportionment of derivative pension or derivative gratuity.

10. A derivative pension granted under this Schedule shall cease if the recipient -

Ceasation of derivative pension.

- (a) is a widow or widower, upon remarriage;
- (b) is a child, upon his marriage;
- (c) is a child, who on or after the age of 21 years ceases to be mentally retarded or physically and permanently incapacitated and incapable of supporting himself; or
- (d) is a child, who on or after the age of 21, ceases to receive education in an institution of higher learning but not beyond education leading to a first degree.

11. Where a member or his dependants are eligible for pension or gratuity under this Schedule but the amount of such pension or gratuity is yet to be determined soon after his ceasing to be a Member or upon his death, the Yang di-Pertuan Agong may authorize a provisional payment to be made to such Member or his dependants pending such determination.

Provisional payment where amount of pension, etc. Yet to be determined.

12. A pension granted under this Schedule may be paid monthly at the end of each month in which the pension falls due or at such other intervals as the Yang di-Pertuan Agong may determine either generally or in any particular case.

Payment of pensions.

13. A pension or gratuity granted under this Schedule shall not be assignable or transferable or liable to be attached, sequestrated or levied upon in respect of any claim except for the purpose of satisfying-

Pension, etc. not to be assignable.

- (a) a debt due to the Government, the Government of any State or a statutory or local authority; or

(b) an order of a Court for the payment of periodical sums of money towards the maintenance of a wife or former wife or child of the person who ceased to be a Member and to whom the pension or gratuity has been granted.

14. (1) No pension or gratuity shall be granted under this Schedule to any pension who has become disqualified from being a Member of either House of Parliament under circumstances described in paragraph (e) or (f) of Clause (1) of Article 48 of the Constitution.

Pension or gratuity not to be paid under certain circumstances.

(2) If any person to whom a pension has been granted under this Schedule has become disqualified from being a member of either House of Parliament under circumstances described in subparagraph (1), the pension shall forthwith cease:

Provided that the pension shall be restored with retrospective effect in the case of a person whose disqualification under paragraph (e) of Clause (1) of Article 48 of the Constitution is removed by the Yang di-Pertuan Agong.

15. (1) Notwithstanding any written law to the contrary, where a person to whom any payment could be made under this Schedule dies before the payment is made and the amount remains unpaid, the amount so unpaid may be paid to his dependants without there being a grant of probate or letters of administration in respect of his estate.

Payment without grant of probate or letters of administration.

(2) For the purpose of this paragraph, "unpaid" means unpaid by the Government or undrawn by the person.

16. (1) Where a person was a Member before the date of the coming into force of this Act, any period, continuous or otherwise, prior to such date but not earlier than 31 August 1957 may be taken into account for the purpose of calculating the length of his reckonable service.

Reckonable service of certain persons.

(1A) For the purpose of subparagraph (1), the period served by a Member in the Federal Legislative council shall be taken into account.

P.U. (A) 188 DD. 9.7.81

(2) A person who was a Political Secretary for any period and during such period was not concurrently a member of either House of Parliament shall cease to receive the pension payable to him by virtue of his having been a Political Secretary when he becomes a Member, but the period of service as a Political Secretary may be taken into account for the purpose of calculating the length of his reckonable service for pension and gratuity under this Schedule.

17. (1) Subject to subparagraph (2). where a person prior to being a Member was a member of the Legislative Assembly or Council Negeri of a State, the period, continuous or otherwise, during which he was a member of the Legislative Assembly or Council Negeri may be taken into account for the purpose of calculating the length of his reckonable

Reckonable service for period in Legislative Assembly, etc.

service.

(2) No period under subparagraph (1) shall be taken into account for the purposes of this Schedule if a Member had been disqualified from being a member of the Legislative Assembly or Council Negeri or if he had been granted both his pension and gratuity for that period under any law relating to pensions and gratuities for members of the Administration of a State and members of the Legislative Assembly or Council Negeri of a State.

18. A person who ceases to be a Member and qualifies to receive a pension under paragraph 2, or his dependants, shall be entitled to receive such medical facilities on such terms and conditions as may be specified by the Cabinet from time to time.

Medical facilities.

19. (1) The Yang di Pertuan Agong may make regulations for the better carrying out of this Schedule.

Regulations

(2) Without prejudice to the generality of subparagraph (1) -

- (a) where a person or Member who before the coming into force of this Act had acquired any right or privilege in relation to pension or gratuity under the law repealed under section 13 and no provision exists in this Schedule to deal with this right or privilege, the regulations may provide for such right or privilege to continue with such modification as the Yang di-Pertuan Agong deems fit;
- (b) where as a result of the implementation of the provisions of this Schedule a situation arises involving a determination whether a right or privilege in relation to a pension or derivative pension should, having regard to the principles underlying the provisions of this Schedule, accrue to a person who had ceased to be a Member between the period 31st August 1957 and the date of the coming into force of this Act or to the dependants of such person, and justice and equity require it to be dealt with, the regulations may provide for the conferment of a right or privilege to such person upon such terms and conditions as the Yang di-Pertuan Agong deems fit.

19A. The Yang di-Pertuan Agong may by order amend this Schedule where it appears to him necessary or expedient so to do, and any amendment so made shall have effect as if enacted in this Schedule.

***Amendment of
Schedule by order.***

A 504 wef. 1..7.80

19B. Any of the powers conferred upon, or duties imposed on the Yang di-Pertuan Agong by this Schedule, except the powers conferred by paragraphs 19 and 19A may be exercised or performed by the Prime Minister or any other person authorized in writing by the Prime Minister.

***Delegation of
powers.***

A504 wef. 1.7.80

20. (1) Whenever the salaries of a Member are revised, the salary on which a pension granted under paragraph 2 or a derivative pension granted under paragraph 5, 6 or 7 is based shall be adjusted to the revised salary as appropriate and the pension or derivative pension recomputed accordingly.

(2) The recomputed pension under subparagraph (1) shall be payable with effect from the coming into force of the revised salaries.

(3) In the case of a person who, before the coming into force of this Act, ceased to be a Member and he or his dependant is in receipt of a pension or derivative pension, as the case may be, the grant of the pension or derivative pension shall be governed by the provisions of this Schedule and the salary on which a pension granted under paragraph 2 or a derivative pension granted under paragraph 5, 6 or 7 is based shall be adjusted to the salary of a Member as appropriate and the pension or derivative pension with effect from the date of the coming into derivative pension shall be recomputed and payable in accordance with subparagraphs (1) and (2) whenever there is a revision of salaries.

(4) The provisions of subparagraph (3) shall apply mutatis mutandis to the pension payable under paragraph (b) of section 2 of the Tunku Abdul Rahman Putra Al-Haj Pension Act 1971 as if it were a pension under this Schedule and paragraphs 5, 6 and 7, as the case may be, shall apply.

21. (1) A person who ceases to hold the office of Prime Minister, or a person who had previously held the office of Prime Minister before the date of the coming into force of this Act, and is not currently a Member shall be entitled to such allowances and privileges at such rates and on such terms and conditions as may be determined by the Cabinet from time to time.

(2) The determination by the Cabinet pursuant to subparagraph (1) shall apply mutatis mutandis to the allowances, benefits and privileges payable or conferred pursuant to paragraphs (c), (d) and (e) of section 2 of the Tunku Abdul Rahman Putra Al-Haj Pension Act 1971 as if they were conferred under subparagraph (1).

22. The provisions of this Schedule relating to a Deputy President of the Senate and a Deputy Speaker of the House of Representatives shall not apply to a Deputy President of the Senate or a Deputy Speaker of the House of Representatives chosen or elected as such, as the case may be, on or after the date of coming into force of this paragraph.

Act 22

Benefits for former Prime Minister.

P.U. (A) 216 wef 9.6.81.

Act 22.

Non-application of First Schedule to a Deputy President or a Deputy Speaker appointed after the coming into force of this paragraph.P.U. (A) 342 wef. 29.6.84

SECOND SCHEDULE

(Section 9, 10 & 12)

- 1.** Where death or permanent disablement is caused by an injury sustained in an accident as specified in column I by the Members specified in column II, the benefits payable shall be those specified under the respective sub columns except that in the case of death being the consequence of the injury sustained in the accident, the respective dependants or next-of-kin of the deceased Members specified shall be entitled to the benefits.
- 2.** The death benefits granted under item A shall be paid to the dependants of the deceased Member specified in subparagraph (2) of paragraph 8 of the First Schedule or, if there are no such dependants, to the next-of-kin of the deceased Member. The death benefit granted to the dependants shall be apportioned in such proportions as the Yang di-Pertuan Agong thinks fit.
- 3.** Where a Member or his dependants or his next-of-kin are entitled to receive accident benefits similar to those provided in this Schedule under any scheme operated by the Government of any State or under any State law, such Member or his dependants or his next-of-kin shall be entitled at their option to receive the benefits under this Schedule or under such scheme.

COLUMN I				COLUMN II					
Consequence of Injury				Member of Parliament	BENEFIT	PAYABLE			
					President of the Senate, Speaker of the House of Representatives and Deputy Minister	Prime Minister and Deputy Prime Minister	Minister	Parliamentary Secretary	
				RM	RM	RM	RM	RM	
Act A594									
A.	Where death is caused by an injury sustained in an accident			60,000	250,000	750,000	500,000	150,000	
B.	Where permanent disablement is caused by an injury sustained in an accident and such disablement occurs within 12 calendar months of the said accident, there shall be paid to the Member one of the following benefits -								
(i)	Where the injury results in the loss of two or more limbs by actual separation at or above the wrist or ankle or the total and irrecoverable loss of all sight of both eyes or the loss of one limb accompanied by the loss of sight of one eye			120,000	500,000	1,500,000	1,000,000	300,000	
(ii)	where the injury results in the loss of one limb by actual separation at or above the wrist or ankle or the total and irrecoverable loss of the sight of one eye			60,000	250,000	750,000	500,000	150,000	

COLUMN I**COLUMN II**

Consequence of Injury	Member of Parliament	President of the Senate, Speaker of the House of Representatives and Deputy Minister	Prime Minister and Deputy Prime Minister	Minister	Parliament Secretary
	RM	RM	RM	RM	RM

C. Where injury results in permanent disablement other than those specified in paragraph B above -

(i) in the case of a disablement which totally prevents the Member from engaging in or giving attention to any profession or occupation	120,000	500,000	1,500,000	1,000,000	300,000
(ii) in the case of a disablement which partially prevents the Member from engaging in or giving attention to any profession or occupation, such sum as may be arrived at by multiplying the said sum specified in subparagraph (i), as the case may be, with the percentage of the degree of disablement which is to be determined by a Medical Board appointed by the Government	as per calculation	as per calculation	as per calculation	as per calculation	as per calculation