

CHAPTER 2:03

PARLIAMENTARY SALARIES, ALLOWANCES AND BENEFITS ACT

Acts 14/1988, 28/1989, 11/1991 (s. 32), 20/1994 (s. 21, 3/2016 (s. 2 and First Schedule, Part III¹).

AN ACT to provide for salaries, allowances and other benefits for Vice-Presidents, Senior Ministers, Ministers, the Attorney-General, Deputy Ministers and members and certain office-bearers of Parliament; and to provide for matters connected with or incidental to the foregoing.

[Date of commencement: 14th October, 1988.]

PART I
PRELIMINARY

1 Short title

This Act may be cited as the Parliamentary Salaries, Allowances and Benefits Act [*Chapter 2:03*].

2 Interpretation

In this Act—

“**committee**” means a standing, sessional, special or select committee of Parliament;

“**Deputy Minister**” means a person appointed as a Deputy Minister in terms of section 104 of the Constitution;

“**Minister**” means a person appointed as a Minister in terms of section 92 of the Constitution;

“**Parliamentary Legal Committee**” means the Parliamentary Legal Committee appointed in terms of section 152 of the Constitution;

“**Senior Minister**” means a Minister who is designated by the President as a Senior Minister;

“**Vice-President**” means a person appointed as Vice-President of Zimbabwe in terms of section 392 of the Constitution.

PART II
BENEFITS FOR VICE-PRESIDENTS, SENIOR MINISTERS, MINISTERS AND
DEPUTY MINISTERS

3 Benefits for Vice-Presidents, Senior Ministers, Ministers and Deputy Ministers

Subject to this Act, every Vice-President, Senior Minister, Minister and Deputy Minister shall be entitled to—

- (a) a salary at such rate; and
- (b) such allowances and other benefits;

as may be prescribed from time to time by the President.

4 Benefits for Attorney-General

Subject to this Act, the Attorney-General shall be entitled to—

¹ General Laws Amendment Act, 2016 - “to make amendments to Acts to bring them into conformity with the Constitution”. This purpose was not wholly achieved in the case of the present Act. In fact a new Act is needed..

- (a) a salary at such rate; and
 - (b) such allowances and other benefits;
- as may be fixed from time to time by the President.

5 Persons acting as President

If a Vice-President or Minister assumes the office of President in terms of section 100 of the Constitution, he shall not be entitled to any salary, allowance or other benefit referred to in this Part in respect of any period during which he is entitled to any salary, allowance or other benefit fixed for the Acting President in terms of any enactment.

PART III

BENEFITS FOR OFFICE-BEARERS AND MEMBERS OF PARLIAMENT

6 Benefits for office-bearers and members of Parliament

Subject to this Act, the following persons, namely—

- (a) the Speaker of Parliament; and
- (b) the Deputy Speaker of Parliament; and
- (c) the chairman of the Parliamentary Legal Committee; and
- (d) the chairmen of such other committees as may be prescribed; and
- (e) every member of the Parliamentary Legal Committee; and
- (f) the Chief Whip of the Party in Office; and
- (g) every member of Parliament who is not entitled to any benefit in terms of Part II and who is not specified in paragraphs (b) to (f);

shall be entitled to—

- (i) a salary at such rate; and
- (ii) such allowances and other benefits;

as may be prescribed from time to time by the President.

7 Persons acting as Speaker

A person who has held the office of Speaker of the National Assembly immediately prior to a dissolution of Parliament shall continue to receive the salary, allowances and other benefits to which he was entitled in terms of section six until—

- (a) Parliament first meets after the dissolution; or
- (b) he ceases sooner to perform the functions of the Speaker of the National Assembly in the circumstances mentioned in section 126 of the Constitution.

PART IV

GENERAL

8 Prescribing of benefits and other matters

(1) The President may, by statutory instrument, prescribe anything which is to be prescribed in terms of this Act or which, in his opinion, is necessary or convenient to be prescribed for carrying out or giving effect to the provisions of this Act.

(2) A notice in terms of subsection (1) may provide for—

- (a) the date from which any person shall become entitled to any salary, allowance or other benefit in terms of this Act, which date may be prior to the date on which the notice concerned is published and prior the date of commencement of this Act;
- (b) different salaries, allowances or other benefits as between different Senior Ministers, Ministers and Deputy Ministers;

- (c) different rates of any constituency allowance payable to members of Parliament, according to the areas of their constituencies;
- (d) travelling and subsistence allowances payable in terms of this Act to be determined from time to time by any person specified in the notice concerned or to be fixed in relation to equivalent allowances payable from time to time to members of the Public Service, the Defence Forces, the Police Force or any statutory body;
- (e) the circumstances in which any salary, allowance or other benefit in terms of this Act may, subject to section 153 of the Constitution, be suspended, reduced or forfeited.

9 Review of benefits

(1) Whenever a general increase in salaries is awarded or is to be awarded to persons employed in the Public Service, the Minister responsible for finance shall review the level of all salaries, allowances and other benefits provided for in terms of this Act.

(2) If the Minister responsible for finance, after a review in terms of subsection (1), determines that the salaries, allowances or other benefits or any class thereof should be increased, he shall report to the President, recommending whether any of the salaries, allowances or other benefits should be increased and, if so, the extent to which they should be increased and the date from which the increase should become effective.

(3) On receipt of a report in terms of subsection (2), the President may, by statutory instrument in terms of section *eight*, increase any salary, allowance or other benefit provided for in terms of this Act.
