

**ACTS AMENDMENT
(SUPERANNUATION AND
PENSIONS).**

No. 78 of 1967.

AN ACT to amend the Superannuation and Family Benefits Act, 1938-1965, the Superannuation Act, 1871-1962 and the Government Employees' Pensions Act, 1948-1962.

[Assented to 11th December, 1967.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Acts Amendment (Superannuation and Pensions) Act, 1967.* Short title.

2. This Act shall come into operation on a date to be fixed by proclamation. Commencement.

PART I.

SUPERANNUATION AND FAMILY BENEFITS ACT,
1938-1965.

Short title
and citation.

3. (1) In this Part of this Act the *Superannuation and Family Benefits Act, 1938-1965*, is referred to as the principal Act.

(2) The principal Act as amended by this Act may be cited as the Superannuation and Family Benefits Act, 1938-1967.

S. 46A
added.

4. The principal Act is amended by adding after section forty-six a section as follows—

Increase of
pension.

46A. (1) Where a contributor is entitled to an amount of pension according to the number of units of pension held by him on retirement, he is entitled in addition to the amount to which he is entitled under section fifty-eight of this Act, to an additional amount of pension in accordance with the scale set forth in the Fifth Schedule to this Act, namely—

- (a) with respect to the number of units of pension for which he has contributed at any time before the first day of July, nineteen hundred and sixty-four up to the time he became entitled to pension in respect thereof the amount shown opposite the number of those units in the second column of Part 1 of the Fifth Schedule to this Act;
- (b) with respect to the number of units of pension held by him at the time he becomes or became entitled to pension in respect thereof, the amount, if any, shown opposite the number of those units in the second column of Part 2 of the Fifth Schedule to this Act.

(2) The amount of increase of pension payable under paragraph (a) of subsection (1) of this section shall be paid by the Fund.

(3) The State shall pay to the Fund the amount of increase of pension payable under paragraph (b) of subsection (1) of this section.

(4) The Consolidated Revenue Fund is hereby permanently appropriated to the extent necessary to give effect to subsection (3) of this section.

(5) The provisions of this section apply—

(a) in respect of the first fortnightly payment of pension made in the month of January, nineteen hundred and sixty-seven, and in respect of such subsequent payments;

(b) to a widow who is entitled to receive an amount of pension under this Act and in accordance with the rate of pension payable to the widow as referred to in this Act. .

5. Subsection (2) of section fifty-six of the principal Act is amended by adding after the word, "marriage" in line three, the passage, ", unless she is continued in service upon her marriage".

S. 56
amended.

6. Section fifty-eight of the principal Act is amended by substituting for the word, "The" being the first word in subsection (1), the passage, "Subject to the provisions of this Act, the".

S. 58
amended.

S. 60
amended.

7. Section sixty of the principal Act is amended by adding after subsection (3) subsections as follow—

(4) Where a person becomes a contributor after the commencement of this subsection and upon retirement he has had ten years or more but less than twenty years of aggregate service, the amount of pension to which he is, subject to this Act, entitled, shall be reduced by one-twentieth

of the share of the pension that the State would have been required to pay to the Fund under this Act, if the person had retired after twenty years aggregate service,

for each year by which the aggregate service of that person is less than twenty years.

(5) Where a person becomes a contributor after the commencement of subsection (4) of this section and upon retirement he has not completed an aggregate period of ten years service, he is entitled to a refund of the actual amount of the contributions made by him as a contributor. .

S. 60B
added.

8. The principal Act is amended by adding after section sixty A a section as follows—

Contributor
remaining
in service
after 65 years
of age for
period of
less than
twelve
months.

60B. Where a contributor who has attained the age of sixty-five years is continued in service for less than one year after attaining that age, he is entitled until he retires from service to receive the amount of pension to which he would have been entitled if he had so retired at that age less the amount of the share of the pension that the State would have been required to pay to the Fund under this Act, had the contributor so retired at that age. .

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9. The principal Act is amended by adding after the Fourth Schedule, a Schedule as follows—

Fifth
Schedule
added.

FIFTH SCHEDULE.

Part 1.			Part 2.		
Units of Pension contributed for before 1st July, 1964.		Increase in Pension to be paid by the Fund per fortnight.	Units of Pension held by contributor upon retirement.		Increase in Pension to be paid by Consolidated Revenue Fund per fortnight.
		\$			\$
2	....	0.20	2	....	1.80
2½	....	0.25	2½	....	1.75
3	....	0.30	3	....	1.70
4	....	0.40	4	....	1.60
5	....	0.50	5	....	1.50
6	....	0.60	6	....	1.40
7	....	0.70	7	....	1.30
8	....	0.80	8	....	1.20
9	....	0.90	9	....	1.10
10	....	1.00	10	....	1.00
11	....	1.10	11	....	0.90
12	....	1.20	12	....	0.80
13	....	1.30	13	....	0.70
14	....	1.40	14	....	0.60
15	....	1.50	15	....	0.50
16	....	1.60	16	....	0.40
17	....	1.70	17	....	0.30
18	....	1.80	18	....	0.20
19	....	1.90	19	....	0.10
20	....	2.00	20 or more	....	Nil
21	....	2.10			
22	....	2.20			
23	....	2.30			
24	....	2.40			
25	....	2.50			
26	....	2.60			
27	....	2.70			
28	....	2.80			
29	....	2.90			
30	....	3.00			
31	....	3.10			
32	....	3.20			
33	....	3.30			
34	....	3.40			
35	....	3.50			
36	....	3.60			
37	....	3.70			
38	....	3.80			
39	....	3.90			
40	....	4.00			
41	....	4.10			
42	....	4.20			

PART II.

SUPERANNUATION ACT, 1871-1962.

Short title
and citation.

1. (1) In this Part of this Act, the *Superannuation Act, 1871-1962*, is referred to as the principal Act.

(2) The principal Act as amended by this Act may be cited as the Superannuation Act, 1871-1967.

S. 1
amended.

2. Section one of the principal Act is amended by adding after subsection (3d), the following subsection—

(3e) On and after the date of the first payment of the superannuation allowance in the month of January, nineteen hundred and sixty-seven, the superannuation allowance payable to a person entitled thereto under this Act shall be the amount so payable to him as a superannuation allowance immediately before that date together with—

- (a) the sum of fifty-two dollars per annum where the amount of his superannuation allowance has been determined before that date in relation to a number of units of pension under the Superannuation and Family Benefits Act, 1938, being not more than twenty; and
- (b) the sum of two dollars sixty cents per annum in respect of each unit of pension in excess of twenty units where the amount of his superannuation allowance has been determined before that date in relation to a number of units of pension under the Superannuation and Family Benefits Act, 1938, that is in excess of twenty units,

and the increased amounts payable under this subsection shall be paid out of the Consolidated Revenue Fund which Fund is to the extent necessary, hereby permanently appropriated. .

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PART III.

GOVERNMENT EMPLOYEES' PENSIONS ACT, 1948-1962.

1. (1) In this Part of this Act, the *Government Employees' Pensions Act, 1948-1962*, is referred to as the principal Act. Short title and citation.

(2) The principal Act as amended by this Act may be cited as the Government Employees' Pensions Act, 1948-1967.

2. Section three of the principal Act is amended by adding after the passage, "section." in line eight of paragraph (b) of the last proviso to the section, the following passage— s. 3 amended.

Provided further that on and after the date of the first payment of pension in the month of January, nineteen hundred and sixty-seven—

- (a) the amount of the pension to which a person was entitled under this Act immediately preceding that day shall be increased by the sum of fifty-two dollars per annum; and
 - (b) the sum of one hundred and thirty pounds per annum mentioned in the first proviso to this section shall be increased to five hundred and seven dollars instead of two hundred and twenty-seven pounds ten shillings mentioned in the fourth proviso to this section. .
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