

PARLIAMENTARY SUPERANNUATION.

9° Elizabeth II., No. LXXVII.

No. 77 of 1960.

AN ACT to amend the Parliamentary Superannuation Act, 1948-1958.

[Assented to 12th December, 1960.]

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. (1) This Act may be cited as the *Parliamentary Superannuation Act Amendment Act, 1960.*

Short title
and citation.

(2) In this Act the Parliamentary Superannuation Act, 1948-1958, is referred to as the principal Act.

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Reprinted
Acts.
Approved
for reprint
18th March,
1957, and
amended by
Acts Nos. 59
of 1957 and
51 of 1958.

(3) The principal Act as amended by this Act may be cited as the Parliamentary Superannuation Act, 1948-1960.

Commence-
ment.

2. This Act shall come into operation on the first day of January, one thousand nine hundred and sixty-one.

S. 10
amended.

3. Section ten of the principal Act is amended—

- (a) by adding after the word, “annum” being the last word in subsection (1), the passage, “until the thirty-first day of December, one thousand nine hundred and sixty, and thereafter every member shall contribute to the Fund at the rate of two hundred and eight pounds per annum”;
- (b) by substituting for the word, “from” in line six of subsection (3), the passage, “until the thirty-first day of December, one thousand nine hundred and sixty, and thereafter an amount of sixteen thousand six hundred and forty pounds per annum, from”;
- (c) by adding after subsection (3) the following subsection:—

(3a) In addition to the moneys required to be paid by him into the Fund pursuant to the provisions of subsection (3) of this section, the Treasurer shall, whenever the moneys in the Fund are insufficient to provide for the benefits which are a charge upon the Fund, pay into the Fund from time to time the amount or amounts required to render the Fund sufficient to provide for those benefits, from the Consolidated Revenue Fund which is hereby permanently appropriated for that purpose accordingly. ;

- (d) by adding after paragraph (b) of subsection (4) the following paragraph:—

(c) Where a person who became a member on or after the coming into operation of the Parliamentary Superannuation Act Amendment Act, 1955, but before the coming into operation of the Parliamentary Superannuation Act Amendment Act, 1960, has not exercised the right conferred upon him under the provisions of paragraph (b) of this subsection, he may within three months after the coming into operation of the last-mentioned Act pay into the Fund an amount equivalent to the amount of contribution which he would have had to pay in respect of a period specified by him had he been a member during that period, together with interest on that amount at the rate of four pounds ten shillings per centum per annum calculated from the date of expiration of a period of three months after the date of his election to the date of his paying into the Fund the amount specified in this paragraph, but the provisions of this paragraph apply only if the period specified by him does not exceed the period between the first day of January of the year in which he was elected a member and the date of his election. ;

- (e) by substituting for the paragraph designation, "(c)" in line one of paragraph (c) of subsection (4), the paragraph designation, "(d)";
- (f) by inserting after the passage, "paragraph (b)" in line three of paragraph (c) of subsection (4), the passage, "or paragraph (c)"; and
- (g) by inserting after the passage, "section eleven A" in line six of paragraph (c) of subsection (4), the passage, ", section eleven B or section eleven D,".

S. 11B
amended.

4. Section eleven B of the principal Act is amended—

- (a) by substituting for the word, “ceases” in line one of paragraph (a) of subsection (1), the word, “ceased”; and
- (b) by inserting after the word, “fifty-eight” in line three of paragraph (a) of subsection (1), the passage, “, but before the first day of January, one thousand nine hundred and sixty-one.”

Ss. 11C, 11D
and 11E
added.

5. The principal Act is amended by adding after section eleven B the following sections:—

Increase of
benefits to
widow
effected by
Parliamentary
Super-
annuation
Act
Amendment
Act, 1960.

11C. Notwithstanding any of the provisions of subsections (5) and (5a) of section eleven, and of subsection (2) of section eleven B, of this Act, where the widow of a member or pensioner was on the thirty-first day of December, one thousand nine hundred and sixty, receiving a benefit under the provisions of this Act, such widow shall on and from the first day of January, one thousand nine hundred and sixty-one, in lieu of the benefit so being received, be paid during her life so long as she does not remarry a benefit of three-quarters of the rate to which the member would have been entitled but for his death, or, as the case may be, to which the pensioner was entitled immediately upon his ceasing to be a member.

Provided nevertheless that in the event of such widow remarrying on or after the first day of January, one thousand nine hundred and sixty-one, she shall be paid on and from the date of that marriage, in lieu of the benefit which she was receiving under this section, the benefit to which on and from the date of that marriage she would, if this section had not been enacted, be entitled under the provisions of section eleven, or, as the case may be, section eleven B, of this Act and in accordance with those provisions.

11D. (1) (a) Where a person ceases to be a member after the thirty-first day of December, one thousand nine hundred and sixty, the Trustees shall, subject to subsection (2) of this section, pay to him from the Fund, in addition to the benefit, if any, payable under subsection (1) of section eleven of this Act, such pension or other amount as is payable in accordance with the provisions of paragraph (b) of this subsection.

Benefits payable after commencement of Parliamentary Superannuation Act Amendment Act, 1960.

(b) If the person has paid contributions for a period which, together with any period during which deductions had been made from his allowance pursuant to the provisions of the repealed Act, is in the aggregate not less than a period specified in column one of the Table appended to this paragraph, a pension at the weekly rate specified in column two of that Table opposite to that period so specified is payable to that person during his life.

TABLE.

Column 1. <i>Period of Contribution.</i>	Column 2. <i>Weekly Pension for Life.</i>
	£ s. d.
16 years	20 0 0
15 years	17 10 0
14 years	16 15 0
13 years	16 0 0
12 years	15 5 0
11 years	14 10 0
10 years	13 15 0
9 years	13 0 0
8 years	12 5 0
7 years	11 10 0

(c) If the periods referred to in paragraph (b) of this subsection for which the person has paid contributions and during which deductions had been made are in the aggregate less than seven years, the Trustees shall pay to that person the amount of his contributions made by him pursuant to the provisions of this Act together with interest on that amount at the rate determined by the Trustees.

(2) The benefit payable to the widow of a member or pensioner who dies after the thirty-first day of December, one thousand nine hundred and sixty, shall be paid during her life so long as she does not remarry at three-quarters of the rate to which the member or pensioner, as the case may be, would have been entitled but for his death.

(3) The provisions of subsection (3) of section eleven B of this Act shall apply to a widow who is in receipt of benefits pursuant to the provisions of this section.

Increases
effected by
Parliamentary
Superannuation
Act
Amendment
Act, 1960.

11E. The increases effected by the Parliamentary Superannuation Act Amendment Act, 1960, in the rates of benefits payable under this Act to widows, commence to apply in respect of the payment of benefits which fall due on and after the first day of January, one thousand nine hundred and sixty-one.
