

WESTERN AUSTRALIA

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# JUDGES' SALARIES AND PENSIONS AMENDMENT ACT

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No. 62 of 1990

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AN ACT to amend the *Judges' Salaries and Pensions Act 1950*.

[Assented to 17 December 1990.]

The Parliament of Western Australia enacts as follows:

## Short title

1. This Act may be cited as the *Judges' Salaries and Pensions Amendment Act 1990*.

## Commencement

2. This Act shall come into operation on the day on which it receives the Royal Assent.

**Principal Act**

3. In this Act the *Judges' Salaries and Pensions Act 1950\** is referred to as the principal Act.

[\*Reprinted as approved 14 November 1978 and amended by Acts Nos. 35 of 1979, 7 of 1982, 82 of 1987 and 12 of 1989.]

**Section 2 amended**

4. Section 2 of the principal Act is amended in subsection (1) by inserting after the definition of "Judge" the following definition—

“ “retirement” includes resignation from office; ”.

**Section 6 amended**

5. Section 6 of the principal Act is amended—

(a) by inserting after subsection (2a) the following subsection—

“ (2aa) Where a Judge who has attained the age of 55 years but has not attained the age of 60 years retires, on or after the commencement of the *Judges' Salaries and Pensions Amendment Act 1990*, after serving as a Judge for not less than 10 years, he is entitled to a pension—

(a) at a rate equal to 50 per centum of the current judicial salary; and

(b) at an additional rate equal to 2 per centum of the current judicial salary for each year by which his age exceeds 55 years,

but so that the rate of his pension shall not exceed 60 per centum of the current judicial salary. ”; and

(b) in subsection (2b), by inserting after “subsection (2a)” the following—

“ or (2aa) ”.