

LOCAL GOVERNMENT SUPERANNUATION.

No. 40 of 1983.

AN ACT to amend the Local Government
Superannuation Act 1980.

[Assented to 1 December 1983.]

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 *Local Government Superannuation Amendment Act 1983*.

Short title
and citation.

(2) In this Act the Local Government Superannuation Act 1980 is referred to as the principal Act.

Act No. 76
of 1980.

(3) The principal Act as amended by this Act may be cited as the Local Government Superannuation Act 1980-1983.

Commence-
ment.

2. This Act shall come into operation on the 28th day after the day on which it is assented to by the Governor.

Section 19
amended.

3. Section 19 of the principal Act is amended—

(a) by inserting after subsection (5) the following subsection—

“ (5a) A member of the scheme established under the City of Perth Superannuation Fund Act 1934 who ceases to be employed by the City of Perth and within 3 months of ceasing to be so employed becomes an employee of a corporation shall, subject to this Act and so long as he has not been granted a benefit under the City of Perth Superannuation Fund Act 1934 on the cessation of his employment, become a member of the scheme under this Act and shall continue to be a member during such period as he continues to be an employee for the purposes of this Act and shall in all respects as a member be subject to and bound by this Act. ”; and

(b) in subsection (6), by deleting “and (4)” and substituting the following—

“ , (4) and (5a) ”.

Section 27
amended.

4. Section 27 of the principal Act is amended in subsection (2)—

(a) by deleting the full stop at the end of paragraph (c) and substituting the following—

“ ; or ”; and

- (b) by inserting after paragraph (c) the following paragraph—

“ (d) in relation to the entitlement to and amount of benefits under the scheme in respect of the total and permanent disablement of a member, with retrospective effect, but not so as to impose an obligation on or reduce a benefit of a member with retrospective effect. ”.

5. Schedule 1 of the principal Act is amended in paragraph 5—

Schedule 1
amended.

- (a) by deleting subparagraph (1) and substituting the following subparagraph—

“ (1) The Minister shall appoint 2 deputy members in respect of each member of the Board other than the chairman and shall designate one as first deputy and the other as second deputy. ”; and

- (b) by deleting subparagraphs (4) and (5) and substituting the following subparagraphs—

“ (4) If a member of the Board is absent from a meeting of the Board, his first deputy is entitled to attend that meeting and, if a member of the Board and his first deputy are absent from a meeting of the Board, the second deputy of the member is entitled to attend that meeting and while a first or second deputy is so attending he shall be deemed to be a member of the Board and to have all the powers and duties of a member.

(5) If for any reason a member of the Board vacates his office before the expiry of the term for which he was

appointed, the person who immediately prior to the vacation of office of such member was the first deputy of that member is, until the vacancy is filled, entitled to attend every meeting of the Board and, if that first deputy is absent from a meeting of the Board, the person who immediately prior to the vacation of office of such member was the second deputy of that member is entitled to attend that meeting, and while a first or second deputy is so attending he shall be deemed to be a member of the Board and to have all the powers and duties of a member. ”.
