

SUPERANNUATION AND FAMILY BENEFITS.

No. 22 of 1970.

AN ACT to amend the Superannuation and Family
Benefits Act, 1938-1969.

[Assented to 8th May, 1970.]

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:—

Short title
and citation.

1. (1) This Act may be cited as the *Superannuation and Family Benefits Act Amendment Act, 1970.*

Reprinted in
Vol. 20 of
the Reprint-
ed Acts as
approved for
reprint 16th
August, 1966,
and amended
by Acts Nos.
78 of 1967,
13 of 1968
and 27 of
1969.

(2) In this Act the Superannuation and Family Benefits Act, 1938-1969, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Superannuation and Family Benefits Act, 1938-1970.

2. This Act shall be deemed to have come into operation on the first day of January, 1970. Commence-
ment.

3. Section 46C of the principal Act is repealed and re-enacted as follows— S. 46C
repealed and
re-enacted.

46C. (1) Subject to this section, every pension payable under this Act— Alteration of
rates of
certain
pensions.

(a) to a former contributor who retired on or before the thirty-first day of December nineteen hundred and sixty-eight; or

(b) to the widow of a former contributor or former qualified contributor who retired or died (while still such a contributor or qualified contributor) on or before that day,

is payable, and shall be deemed to have been payable, on and after the first fortnightly payment of pension in the month of January, nineteen hundred and seventy, at a rate increased in accordance with the provisions of this section.

(2) The rate at which a pension is to be payable under subsection (1) of this section shall be ascertained by adding to the rate at which the pension was payable on the thirty-first day of December, nineteen hundred and sixty-eight, a sum calculated in accordance with the percentage increase in the State share of the pension, as payable on that day that is specified in the second column of the following table opposite the appropriate year specified in the first column thereof but so that the sum so calculated does not exceed the annual sum specified opposite that year in the third column of that table:—

Year during which contributor became eligible for pension or died.	Percentage increase in State share of pension.	Maximum annual sum by which pension is to be increased.
Before 1954	46.85	\$ 634
1954	43.62	590
1955	40.39	547
1956	33.51	454
1957	32.69	442
1958	31.18	422
1959	29.59	401
1960	24.12	327
1961	23.61	320
1962	23.20	314
1963	21.81	295
1964	18.44	250
1965	13.85	188
1966	9.53	129
1967	6.12	83
1968	3.62	49

(3) In the case of—

- (a) a widow's pension, the appropriate year for the purpose of making a calculation under subsection (2) of this section in relation to that pension is the year during which her husband became eligible to receive a pension or, if he died while still a contributor or qualified contributor, the year during which he died; and
- (b) the pension to be paid to a person who, or to the widow of a person who, having been an invalidity pensioner, was reappointed, the appropriate year for the purpose of making a calculation under that section in relation to that pension is the year during which, after being so reappointed (or, if so reappointed more than once, after his last reappointment), that person—

(i) retired; or

(ii) died,

whichever first happened.

(4) For the purposes of the foregoing provisions of this section, the State share of a pension payable to a former contributor or to the widow of a former contributor or former qualified contributor is such proportion of the total yearly amount of the pension as is certified by the Board to be equivalent to the contribution paid or payable by the State or a Department to the Fund in relation to that pension but does not include any amount so paid or payable under sections forty-four or forty-six B of this Act.

(5) The State shall pay to the Fund the amount of any increase in pension payable under this section, and the Consolidated Revenue Fund is hereby permanently appropriated to the extent necessary.
