

No. 4085.

An Act relating to the Pensions under the Superannuation Acts of certain Male Persons who have attained the age of Sixty years and of certain Female Persons who have attained the age of Fifty-five years.

[29th December, 1932.]

BE it enacted by the King's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):—

Short title
construction
and citation.
Nos. 3782, 3947.

1. This Act may be cited as the *Superannuation (Retirement) Act 1932* and shall be read and construed as one with the *Superannuation Act 1928* (hereinafter called the Principal Act) and the Act amending the same which Acts and this Act may be cited together as the Superannuation Acts.

2. (1) Notwithstanding

2. (1) Notwithstanding anything in the Superannuation Acts any male officer who has attained the age of sixty years and any female officer who has attained the age of fifty-five years, who applies at any time before the first day of July One thousand nine hundred and thirty-three to retire as at any date before the said day otherwise than on the ground of ill-health or physical or mental incapacity to perform his or her duties shall, if his or her application is approved by the Treasurer of Victoria for the reason that his or her retirement will in the opinion of the Treasurer result in reduced expenditure out of the consolidated revenue or the railways revenue be entitled on his or her retirement to a pension equivalent to the pension to which he or she would be entitled under the Principal Act if at the date of his or her retirement he or she had attained the age of sixty-five years: Provided that the provisions of Part I. of the *Pensions Reduction Act 1932* shall, notwithstanding anything in this Act, extend and apply to any pension payable pursuant to this Act as if such pension were a pension payable in accordance with the provisions of the Principal Act.

Certain male and female officers to be entitled to full pension on retirement after attaining the age of 60 years or 55 years respectively, if approved by Treasurer.

No. 4052 Part I.

(2) During the period from the date of the retirement of such officer until he or she attains the age of sixty-five years or dies (whichever first happens) or (in the case of a female officer who has contributed to the Superannuation Fund in accordance with the scale set out in the Sixth Schedule to the Principal Act) until she attains the age of sixty years or dies (whichever first happens) all payments of pension to him or her pursuant to this Act shall be paid from the Fund, and such payments shall be re-paid by the Treasurer into the Fund from the consolidated revenue which is hereby to the necessary extent appropriated accordingly.

No. 3782 Sixth Schedule.

(3) At the end of each financial year the Government Statist shall furnish to the Treasurer a certificate in writing which shall specify—

(a) the sum equal to—

(i) the difference in amount between the sum re-paid in that year from the consolidated revenue as aforesaid and the amount which if this Act had not passed probably would have been paid in that year from the consolidated revenue

revenue in respect of pensions to the persons who have become entitled to pensions payable pursuant to this Act; and

(ii) interest upon such difference in amount at a rate determined by the Government Statist;

(b) the sum which probably would have been paid into the Fund in contributions, if this Act had not passed, by persons who have become entitled to pensions payable pursuant to this Act together with interest thereon at a rate determined by the Government Statist; and

(c) the sum (if any) required to be paid from the Fund into the consolidated revenue or from the consolidated revenue into the Fund (as the case may be) in settlement of the amount which is due to or from the consolidated revenue by reason of the provisions of this Act.

(4) For the purpose of calculating the sum referred to in paragraph (c) of the last preceding sub-section the sum referred to in paragraph (b) of the said sub-section together with interest as aforesaid shall be deemed to be chargeable upon the consolidated revenue.

(5) Any sum certified under paragraph (c) of sub-section (3) of this section as required to be paid from the Fund into the consolidated revenue shall accordingly be paid from the Fund into the consolidated revenue, and any sum so certified as required to be paid from the consolidated revenue into the Fund shall accordingly be so paid by the Treasurer into the Fund from the consolidated revenue which is hereby to the necessary extent appropriated accordingly.

Application of
No. 3782 ss. 18,
19, 20, with
respect to
certain
pensions.

(6) The provisions of sections eighteen or nineteen (as the case may be) and of section twenty of the Principal Act shall apply with respect to any pension payable pursuant to this Act—

(a) in the case of a male—to the person receiving such pension after he attains the age of sixty-five years, or to the widow and children of such person; or

(b) in

(b) in the case of a female—to the person receiving such pension after she attains the age of sixty-five years or (where such person has contributed to the Superannuation Fund in accordance with the scale set out in the Sixth Schedule to the Principal Act) after she attains the age of sixty years.

No. 3782 Sixth
Schedule.