

LEGISLATIVE ASSEMBLY MEMBERS SUPERANNUATION  
(AMENDMENT) BILL.

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*Schedule of amendments referred to in Legislative Council's Message of  
1st November, 1949.*

- No. 1.—Page 3, clause 2, line 28. *After “fund” insert “(i) if such widow is entitled to a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be”.*
- No. 2.—Page 3, clause 2, line 38. *After “interest” insert “or (ii) if such widow is not entitled to any pension referred to in subparagraph (i) of this paragraph a pension at the rate of four pounds per week, which pension shall subject to this section be payable to her until her death”.*
- No. 3.—Page 5, clause 2, line 13. *After “fund” insert “(i) if such widow is entitled to a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be”.*
- No. 4.—Page 5, clause 2, line 22. *After “interest” insert “or (ii) if such widow is not entitled to any pension referred to in subparagraph (i) of this paragraph a pension at the rate of four pounds per week, which pension shall subject to this section be payable to her until her death”.*

ARTICLE 10. THE PARLIAMENTARY ASSEMBLY

SECTION 1. THE PARLIAMENTARY ASSEMBLY

1. The Parliamentary Assembly shall consist of representatives of the States and of the Government of the Republic of Turkey.

2. The Assembly shall elect its President and Vice-President.

3. The Assembly shall meet in regular sessions and in extraordinary sessions. The regular sessions shall be held in Ankara, Turkey, and shall be presided over by the President of the Assembly. The extraordinary sessions shall be held in any State as the case may be.

4. The Assembly shall elect a Committee of Experts to examine the reports of the Governments of the States and to prepare a report thereon. The Committee of Experts shall be composed of representatives of the States and of the Government of the Republic of Turkey. The Committee of Experts shall meet in any State as the case may be.

5. The Assembly shall elect a Committee of Conciliation to examine the reports of the Governments of the States and to prepare a report thereon. The Committee of Conciliation shall be composed of representatives of the States and of the Government of the Republic of Turkey. The Committee of Conciliation shall meet in any State as the case may be.

6. The Assembly shall elect a Committee of Enquiry to examine the reports of the Governments of the States and to prepare a report thereon. The Committee of Enquiry shall be composed of representatives of the States and of the Government of the Republic of Turkey. The Committee of Enquiry shall meet in any State as the case may be.

*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

H. ROBBINS,  
*Clerk of the Legislative Assembly.*  
*Legislative Assembly Chamber,*  
*Sydney, 27 October, 1949.*

*The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.*

W. K. CHARLTON,  
*Clerk of the Parliaments.*  
*Legislative Council Chamber,*  
*Sydney, 1st November, 1949.*

## New South Wales.



ANNO TERTIO DECIMO

GEORGII VI REGIS.

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Act No. , 1949.

An Act to amend the Legislative Assembly Members Pensions Act, 1946, in certain respects; and for purposes connected therewith.

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of  
5 the same, as follows:—

1. (1) This Act may be cited as the "Legislative Assembly Members Superannuation (Amendment) Act, 1949".

Short title and citation.

10 (2) The Legislative Assembly Members Pensions Act, 1946, as amended by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1949.

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2.

NOTE.—The words to be *inserted* are printed in black letter.

*Legislative Assembly Members Superannuation (Amendment).*

2. (1) The Legislative Assembly Members Pensions Act, 1946, is amended—

Amendment of Act No. 32, 1946.

5 (a) by omitting from subsection one of section one the word "Pensions" and by inserting in lieu thereof the word "Superannuation";

Sec. 1. (Short title.)

10 (b) (i) by inserting in paragraph (b) of subsection two of section twelve after the word "Commonwealth" where firstly occurring the words "or of any State (other than this State)";

Sec. 12. (Pensions).

(ii) by inserting in the same paragraph after the word "Commonwealth" where secondly, thirdly and fourthly occurring the words "or of any such State";

15 (iii) by inserting at the end of the same paragraph the following new paragraph:—

(b1) A person shall not be entitled to a pension pursuant to paragraph (b) of this subsection unless—

20 (a) during the period from the date upon which he resigns his seat in the Legislative Assembly to the date upon which he ceases to be a member of the Parliament of the Commonwealth or of any State (other than this State) he has paid into the fund an amount equivalent to that which he would have paid into the fund had he not ceased to be a member of the Legislative Assembly; and

35 (b) upon ceasing to be a member of the Parliament of the Commonwealth or of any such State

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*Legislative Assembly Members Superannuation (Amendment).*

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State he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be.

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Payments under subparagraph (a) of this paragraph shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

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Any person who has paid into the fund in accordance with subparagraph (a) of this paragraph shall upon receipt of any pension referred to in subparagraph (b) of this paragraph be entitled to a refund of the contributions paid by him to the fund, without interest.

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Where a person who has made payments into the fund in accordance with subparagraph (a) of this paragraph dies whilst he is a member of the Parliament of the Commonwealth or of any such State there shall be paid to his widow out of the fund—

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- (i) if such widow is entitled to a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be, a refund of all contributions paid by such person to the fund, without interest, or
- (ii)

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*Legislative Assembly Members Superannuation (Amendment).*

5 (ii) if such widow is not entitled to any pension referred to in subparagraph (i) of this paragraph a pension at the rate of four pounds per week, which pension shall subject to this section be payable to her until her death.

10 (iv) by omitting from subsection three of the same section the word "three" and by inserting in lieu thereof the word "four";

(v) by omitting from subsection four of the same section the word "three" and by inserting in lieu thereof the word "four";

15 (vi) by inserting at the end of subsection six of the same section the following new paragraphs and subsection:—

20 Upon the expiration of the period of such suspension such person shall not be entitled to receive a pension under any of the provisions of this section unless—

25 (a) during the period of such suspension he has paid into the fund an amount equivalent to that which he would have paid into the fund had he been a member of the Legislative Assembly; and

30 (b) he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any State (other than this State).

35 Payments under paragraph (a) of this subsection shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

Any

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*Legislative Assembly Members Superannuation (Amendment).*

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5 Any person who has paid into the fund in accordance with the provisions of this subsection shall upon receipt of any pension referred to in subparagraph (b) of this subsection be entitled to a refund of the contributions paid by him to the fund, without interest.

10 Where a person who has made payments into the fund in accordance with paragraph (a) of this subsection dies whilst he holds any such office of profit or is such a member there shall be paid to his widow out of the fund—

15 (i) if such widow is entitled to a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be, a refund of all contributions paid by such person to the fund, without interest, or

25 (ii) if such widow is not entitled to any pension referred to in subparagraph (i) of this paragraph a pension at the rate of four pounds per week, which pension shall subject to this section be payable to her until her death.

30 (7) Where by any provision of this section a person is required, in order to be entitled to receive a pension thereunder, to make payments into the fund during any period during which he holds an office of profit under the Crown or is a member of  
35 the Parliament of the Commonwealth or of any State, such person shall be deemed to have complied with such provision in respect of any period during which he held such office

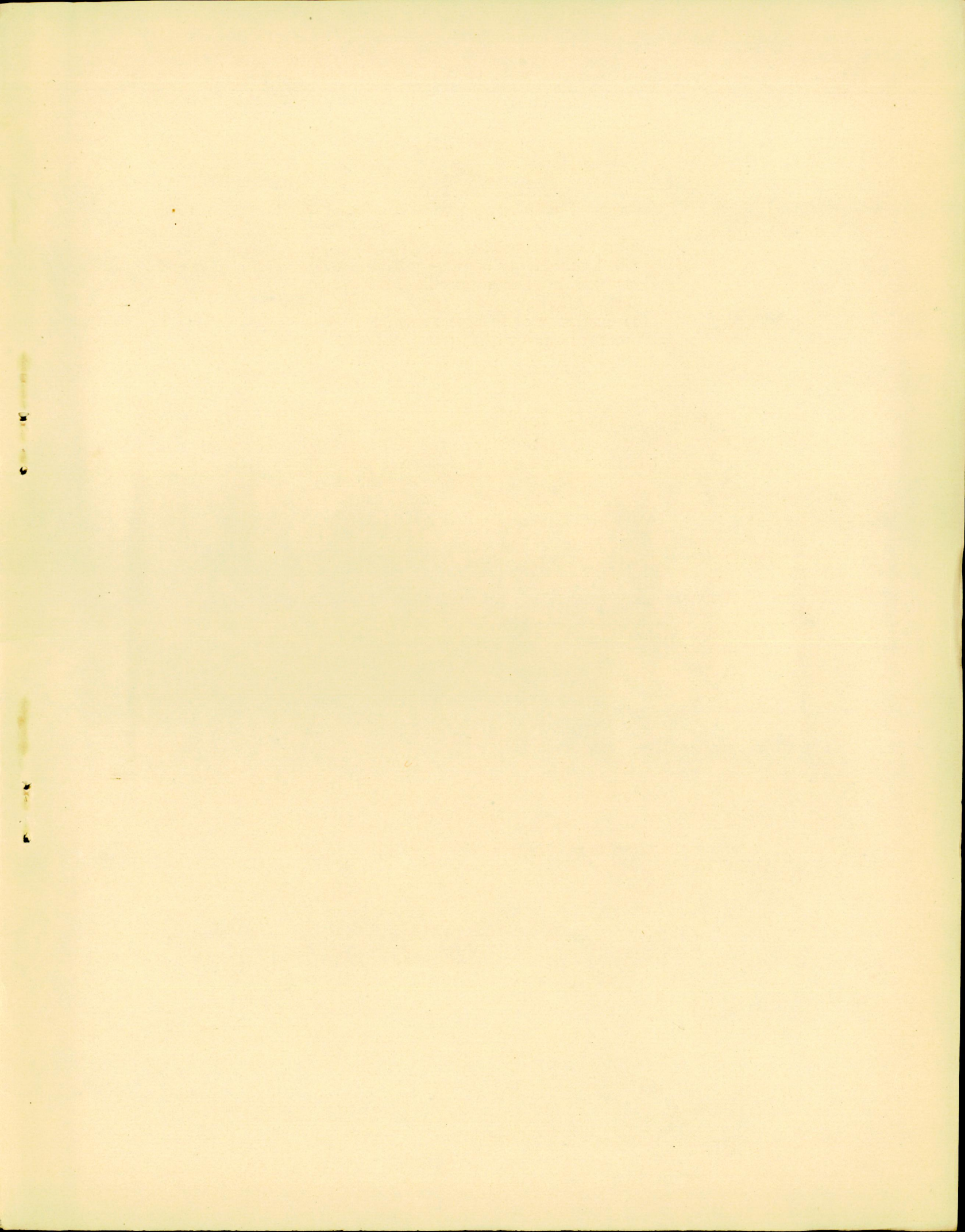
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*Legislative Assembly Members Superannuation (Amendment).*

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- 5 office or was a member before the date upon which His Majesty's assent to this Act is signified if he pays into the fund, by such instalments and at such times as the managing trustees or a majority of them determine, an amount equivalent to the sum he would have paid into the fund if payments thereto had been made by him in accordance with such provision during such period.
- 10 (2) (a) The amendments made by subparagraphs (i), (ii), (iii) and (vi) of paragraph (b) of subsection one of this section shall be deemed to have commenced upon the seventh day of May, one thousand nine hundred and forty-six.
- 15 (b) The amendments made by subparagraphs (iv) and (v) of paragraph (b) of subsection one of this section shall as from the date upon which His Majesty's assent to this Act is signified apply to and in respect of pensions under subsections three and four of section
- 20 twelve of the Legislative Assembly Members Superannuation Act, 1946-1949, which are payable at such date as well as to and in respect of any such pensions which become payable after such date.





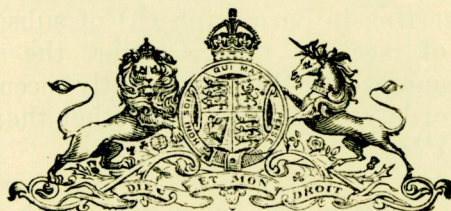


*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

H. ROBBINS,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 27 October, 1949.*

## New South Wales.



ANNO TERTIO DECIMO

# GEORGI VI REGIS.

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Act No. , 1949.

An Act to amend the Legislative Assembly Members Pensions Act, 1946, in certain respects; and for purposes connected therewith.

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of  
5 the same, as follows:—

1. (1) This Act may be cited as the "Legislative Assembly Members Superannuation (Amendment) Act, 1949". Short title and citation.

(2) The Legislative Assembly Members Pensions Act, 1946, as amended by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1949.

*Legislative Assembly Members Superannuation (Amendment).*

2. (1) The Legislative Assembly Members Pensions Act, 1946, is amended— Amendment  
of Act No.  
32, 1946.

5 (a) by omitting from subsection one of section one the word "Pensions" and by inserting in lieu thereof the word "Superannuation"; Sec. 1.  
(Short  
title.)

10 (b) (i) by inserting in paragraph (b) of subsection two of section twelve after the word "Commonwealth" where firstly occurring the words "or of any State (other than this State)"; Sec. 12.  
(Pensions).

(ii) by inserting in the same paragraph after the word "Commonwealth" where secondly, thirdly and fourthly occurring the words "or of any such State";

15 (iii) by inserting at the end of the same paragraph the following new paragraph:—

(b1) A person shall not be entitled to a pension pursuant to paragraph (b) of this subsection unless—

20 (a) during the period from the date upon which he resigns his seat in the Legislative Assembly to the date upon which he ceases to be a member of the Parliament of the Commonwealth or of any State (other than this State) he has paid into the fund an amount equivalent to that which he would have paid into the fund had he not ceased to be a member of the Legislative Assembly; and

35 (b) upon ceasing to be a member of the Parliament of the Commonwealth or of any such State

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*Legislative Assembly Members Superannuation (Amendment).*

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5 State he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be.

10 Payments under subparagraph (a) of this paragraph shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

15 Any person who has paid into the fund in accordance with subparagraph (a) of this paragraph shall upon receipt of any pension referred to in subparagraph (b) of this paragraph be entitled to a refund of the contributions paid by him to the fund, without interest.

25 Where a person who has made payments into the fund in accordance with subparagraph (a) of this paragraph dies whilst he is a member of the Parliament of the Commonwealth or of any such State there shall be paid to his widow out of the fund a refund of all contributions paid by such person to the fund, without interest.

30 (iv) by omitting from subsection three of the same section the word "three" and by inserting in lieu thereof the word "four";

35 (v) by omitting from subsection four of the same section the word "three" and by inserting in lieu thereof the word "four";

(vi)

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*Legislative Assembly Members Superannuation (Amendment).*

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(vi) by inserting at the end of subsection six of the same section the following new paragraphs and subsection:—

5           Upon the expiration of the period of such suspension such person shall not be entitled to receive a pension under any of the provisions of this section unless—

10           (a) during the period of such suspension he has paid into the fund an amount equivalent to that which he would have paid into the fund had he been a member of the Legislative Assembly; and

15           (b) he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any State (other than this State).

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Payments under paragraph (a) of this subsection shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

25           Any person who has paid into the fund in accordance with the provisions of this subsection shall upon receipt of any pension referred to in subparagraph (b) of this subsection be entitled to a refund of the contributions paid by him to the fund, without interest.

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35           Where a person who has made payments into the fund in accordance with paragraph (a) of this subsection dies whilst he holds any such office of profit or is such a member there shall be paid to his widow out of the fund a refund of all contributions paid by such person to the fund, without interest.

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*Legislative Assembly Members Superannuation (Amendment).*

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5 (7) Where by any provision of this  
section a person is required, in order to be  
entitled to receive a pension thereunder, to  
make payments into the fund during any  
period during which he holds an office of  
profit under the Crown or is a member of  
the Parliament of the Commonwealth or of  
any State, such person shall be deemed to  
have complied with such provision in respect  
10 of any period during which he held such  
office or was a member before the date upon  
which His Majesty's assent to this Act is  
signified if he pays into the fund, by such  
instalments and at such times as the  
15 managing trustees or a majority of them  
determine, an amount equivalent to the sum  
he would have paid into the fund if payments  
thereto had been made by him in accordance  
with such provision during such period.

20 (2) (a) The amendments made by subparagraphs  
(i), (ii), (iii) and (vi) of paragraph (b) of subsection one  
of this section shall be deemed to have commenced upon  
the seventh day of May, one thousand nine hundred and  
forty-six.

25 (b) The amendments made by subparagraphs  
(iv) and (v) of paragraph (b) of subsection one of this  
section shall as from the date upon which His Majesty's  
assent to this Act is signified apply to and in respect of  
pensions under subsections three and four of section  
30 twelve of the Legislative Assembly Members Superan-  
nuation Act, 1946-1949, which are payable at such date  
as well as to and in respect of any such pensions which  
become payable after such date.

...

The first part of the report deals with the general principles of the system. It is divided into two main sections: the first dealing with the general principles and the second with the details of the system. The first section is divided into three parts: the first dealing with the general principles, the second with the details of the system, and the third with the details of the system. The second section is divided into two parts: the first dealing with the details of the system and the second with the details of the system.

...

The second part of the report deals with the details of the system. It is divided into two main sections: the first dealing with the details of the system and the second with the details of the system. The first section is divided into three parts: the first dealing with the details of the system, the second with the details of the system, and the third with the details of the system. The second section is divided into two parts: the first dealing with the details of the system and the second with the details of the system.







No. , 1949.

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## A BILL

To amend the Legislative Assembly Members Pensions Act, 1946, in certain respects; and for purposes connected therewith.

[MR. CAHILL;—26 October, 1949.]

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**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. (1) This Act may be cited as the "Legislative Assembly Members Superannuation (Amendment) Act, 1949". Short title and citation.

(2) The Legislative Assembly Members Pensions Act, 1946, as amended by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1949.

*Legislative Assembly Members Superannuation (Amendment).*

2. (1) The Legislative Assembly Members Pensions Act, 1946, is amended— Amendment of Act No. 32, 1946.

5 (a) by omitting from subsection one of section one the word "Pensions" and by inserting in lieu thereof the word "Superannuation"; Sec. 1. (Short title.)

10 (b) (i) by inserting in paragraph (b) of subsection two of section twelve after the word "Commonwealth" where firstly occurring the words "or of any State (other than this State)"; Sec. 12. (Pensions).

(ii) by inserting in the same paragraph after the word "Commonwealth" where secondly, thirdly and fourthly occurring the words "or of any such State";

15 (iii) by inserting at the end of the same paragraph the following new paragraph:—

(b1) A person shall not be entitled to a pension pursuant to paragraph (b) of this subsection unless—

20 (a) during the period from the date upon which he resigns his seat in the Legislative Assembly to the date upon which he ceases to be a member of the Parliament of the Commonwealth or of any State (other than this State) he has paid into the fund an amount equivalent to that which he would have paid into the fund had he not ceased to be a member of the Legislative Assembly; and

35 (b) upon ceasing to be a member of the Parliament of the Commonwealth or of any such State

*Legislative Assembly Members Superannuation (Amendment).*

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State he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be.

10

Payments under subparagraph (a) of this paragraph shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

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Any person who has paid into the fund in accordance with subparagraph (a) of this paragraph shall upon receipt of any pension referred to in subparagraph (b) of this paragraph be entitled to a refund of the contributions paid by him to the fund, without interest.

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Where a person who has made payments into the fund in accordance with subparagraph (a) of this paragraph dies whilst he is a member of the Parliament of the Commonwealth or of any such State there shall be paid to his widow out of the fund a refund of all contributions paid by such person to the fund, without interest.

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(iv) by omitting from subsection three of the same section the word "three" and by inserting in lieu thereof the word "four";

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(v) by omitting from subsection four of the same section the word "three" and by inserting in lieu thereof the word "four";

(vi)

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*Legislative Assembly Members Superannuation (Amendment).*

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(vi) by inserting at the end of subsection six of the same section the following new paragraphs and subsection:—

5           Upon the expiration of the period of such suspension such person shall not be entitled to receive a pension under any of the provisions of this section unless—

10           (a) during the period of such suspension he has paid into the fund an amount equivalent to that which he would have paid into the fund had he been a member of the Legislative Assembly; and

15           (b) he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any State (other  
20           than this State).

          Payments under paragraph (a) of this subsection shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

25           Any person who has paid into the fund in accordance with the provisions of this subsection shall upon receipt of any pension referred to in subparagraph (b) of this subsection be entitled to a refund of the  
30           contributions paid by him to the fund, without interest.

35           Where a person who has made payments into the fund in accordance with paragraph (a) of this subsection dies whilst he holds any such office of profit or is such a member there shall be paid to his widow out of the fund a refund of all contributions paid by such person to the fund, without interest.

(7)

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*Legislative Assembly Members Superannuation (Amendment).*

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5 (7) Where by any provision of this  
section a person is required, in order to be  
entitled to receive a pension thereunder, to  
make payments into the fund during any  
period during which he holds an office of  
profit under the Crown or is a member of  
the Parliament of the Commonwealth or of  
any State, such person shall be deemed to  
10 have complied with such provision in respect  
of any period during which he held such  
office or was a member before the date upon  
which His Majesty's assent to this Act is  
signified if he pays into the fund, by such  
15 instalments and at such times as the  
managing trustees or a majority of them  
determine, an amount equivalent to the sum  
he would have paid into the fund if payments  
thereto had been made by him in accordance  
with such provision during such period.

20 (2) (a) The amendments made by subparagraphs  
(i), (ii), (iii) and (vi) of paragraph (b) of subsection one  
of this section shall be deemed to have commenced upon  
the seventh day of May, one thousand nine hundred and  
forty-six.

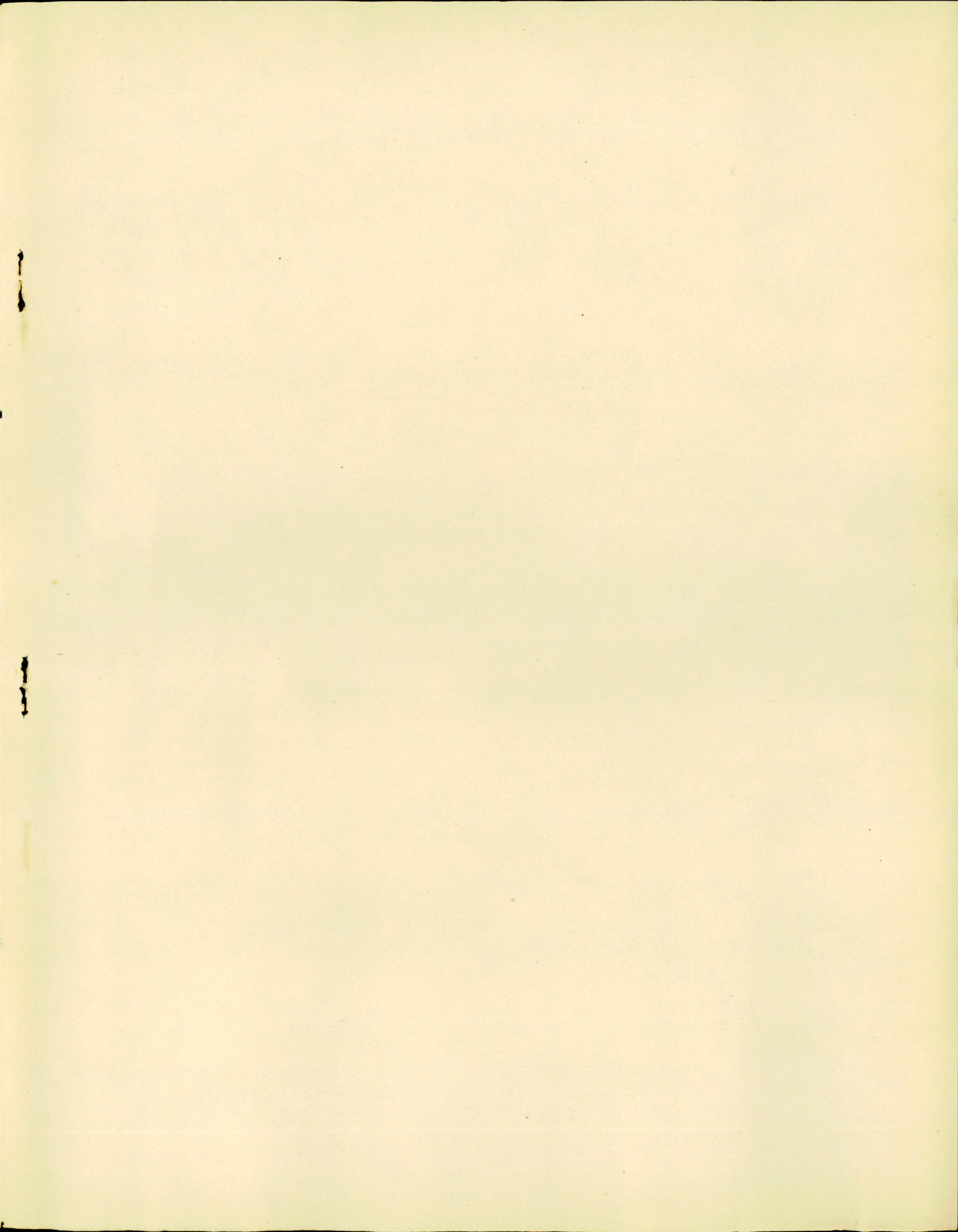
25 (b) The amendments made by subparagraphs  
(iv) and (v) of paragraph (b) of subsection one of this  
section shall as from the date upon which His Majesty's  
assent to this Act is signified apply to and in respect of  
pensions under subsections three and four of section  
30 twelve of the Legislative Assembly Members Superan-  
nuation Act, 1946-1949, which are payable at such date  
as well as to and in respect of any such pensions which  
become payable after such date.

17. Where in any provision of this act a person is required in order to be entitled to receive a pension there shall be made provision for the fact that any such person shall be held an officer or member of the Government of the United States and shall be entitled to the same benefits as such officers or members of the Government of the United States.

(b) The amount of such pension shall be the same as that provided for in section 17 of the act of August 10, 1902, and shall be paid in the same manner as provided for in that act.

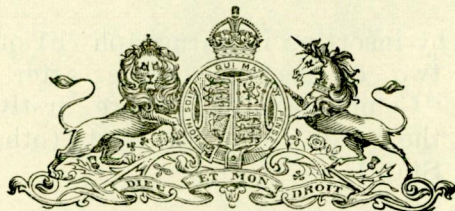
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New South Wales.



ANNO TERTIO DECIMO

GEORGII VI REGIS.

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Act No. 39, 1949.

An Act to amend the Legislative Assembly Members Pensions Act, 1946, in certain respects; and for purposes connected therewith. [Assented to, 12th November, 1949.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the “Legislative Assembly Members Superannuation (Amendment) Act, 1949”. Short title and citation.

(2) The Legislative Assembly Members Pensions Act, 1946, as amended by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1949.

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*Legislative Assembly Members Superannuation (Amendment).*

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Amendment  
of Act No.  
32, 1946.

**2.** (1) The Legislative Assembly Members Pensions Act, 1946, is amended—

Sec. 1.  
(Short  
title.)

(a) by omitting from subsection one of section one the word "Pensions" and by inserting in lieu thereof the word "Superannuation";

Sec. 12.  
(Pensions).

(b) (i) by inserting in paragraph (b) of subsection two of section twelve after the word "Commonwealth" where firstly occurring the words "or of any State (other than this State)";

(ii) by inserting in the same paragraph after the word "Commonwealth" where secondly, thirdly and fourthly occurring the words "or of any such State";

(iii) by inserting at the end of the same paragraph the following new paragraph:—

(b1) A person shall not be entitled to a pension pursuant to paragraph (b) of this subsection unless—

(a) during the period from the date upon which he resigns his seat in the Legislative Assembly to the date upon which he ceases to be a member of the Parliament of the Commonwealth or of any State (other than this State) he has paid into the fund an amount equivalent to that which he would have paid into the fund had he not ceased to be a member of the Legislative Assembly; and

(b) upon ceasing to be a member of the Parliament of the Commonwealth or of any such  
**State**

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*Legislative Assembly Members Superannuation (Amendment).*

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State he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be.

Payments under subparagraph (a) of this paragraph shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

Any person who has paid into the fund in accordance with subparagraph (a) of this paragraph shall upon receipt of any pension referred to in subparagraph (b) of this paragraph be entitled to a refund of the contributions paid by him to the fund, without interest.

Where a person who has made payments into the fund in accordance with subparagraph (a) of this paragraph dies whilst he is a member of the Parliament of the Commonwealth or of any such State there shall be paid to his widow out of the fund—

- (i) if such widow is entitled to a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be, a refund of all contributions paid by such person to the fund, without interest, or
- (ii)

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*Legislative Assembly Members Superannuation (Amendment).*

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- (ii) if such widow is not entitled to any pension referred to in subparagraph (i) of this paragraph a pension at the rate of four pounds per week, which pension shall subject to this section be payable to her until her death.
- (iv) by omitting from subsection three of the same section the word "three" and by inserting in lieu thereof the word "four";
- (v) by omitting from subsection four of the same section the word "three" and by inserting in lieu thereof the word "four";
- (vi) by inserting at the end of subsection six of the same section the following new paragraphs and subsection:—

Upon the expiration of the period of such suspension such person shall not be entitled to receive a pension under any of the provisions of this section unless—

- (a) during the period of such suspension he has paid into the fund an amount equivalent to that which he would have paid into the fund had he been a member of the Legislative Assembly; and
- (b) he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any State (other than this State).

Payments under paragraph (a) of this subsection shall be made by such instalments and at such times as the managing trustees or a majority of them determine,

Any

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*Legislative Assembly Members Superannuation (Amendment).*

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Any person who has paid into the fund in accordance with the provisions of this subsection shall upon receipt of any pension referred to in subparagraph (b) of this subsection be entitled to a refund of the contributions paid by him to the fund, without interest.

Where a person who has made payments into the fund in accordance with paragraph (a) of this subsection dies whilst he holds any such office of profit or is such a member there shall be paid to his widow out of the fund—

- (i) if such widow is entitled to a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be, a refund of all contributions paid by such person to the fund, without interest, or
- (ii) if such widow is not entitled to any pension referred to in subparagraph (i) of this paragraph a pension at the rate of four pounds per week, which pension shall subject to this section be payable to her until her death.

(7) Where by any provision of this section a person is required, in order to be entitled to receive a pension thereunder, to make payments into the fund during any period during which he holds an office of profit under the Crown or is a member of the Parliament of the Commonwealth or of any State, such person shall be deemed to have complied with such provision in respect of any period during which he held such office

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*Legislative Assembly Members Superannuation (Amendment).*

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office or was a member before the date upon which His Majesty's assent to this Act is signified if he pays into the fund, by such instalments and at such times as the managing trustees or a majority of them determine, an amount equivalent to the sum he would have paid into the fund if payments thereto had been made by him in accordance with such provision during such period.

(2) (a) The amendments made by subparagraphs (i), (ii), (iii) and (vi) of paragraph (b) of subsection one of this section shall be deemed to have commenced upon the seventh day of May, one thousand nine hundred and forty-six.

(b) The amendments made by subparagraphs (iv) and (v) of paragraph (b) of subsection one of this section shall as from the date upon which His Majesty's assent to this Act is signified apply to and in respect of pensions under subsections three and four of section twelve of the Legislative Assembly Members Superannuation Act, 1946-1949, which are payable at such date as well as to and in respect of any such pensions which become payable after such date.

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By Authority:

ALFRED HENRY PETTIFER, Government Printer, Sydney, 1949.

[3d.]







*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of New South Wales.*

H. ROBBINS,  
*Clerk of the Legislative Assembly.*  
*Legislative Assembly Chamber,*  
*Sydney, 2 November, 1949, A.M.*

## New South Wales.



ANNO TERTIO DECIMO

## GEORGII VI REGIS.

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### Act No. 39, 1949.

An Act to amend the Legislative Assembly Members Pensions Act, 1946, in certain respects; and for purposes connected therewith. [Assented to, 12th November, 1949.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

**1.** (1) This Act may be cited as the "Legislative Assembly Members Superannuation (Amendment) Act, 1949". Short title and citation.

(2) The Legislative Assembly Members Pensions Act, 1946, as amended by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1949.

### 2.

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

G. BOOTH,  
*Chairman of Committees of the Legislative Assembly.*

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*Legislative Assembly Members Superannuation (Amendment).*

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Amendment  
of Act No.  
32, 1946.

**2. (1) The Legislative Assembly Members Pensions Act, 1946, is amended—**

Sec. 1.  
(Short  
title.)

(a) by omitting from subsection one of section one the word "Pensions" and by inserting in lieu thereof the word "Superannuation";

Sec. 12.  
(Pensions).

(b) (i) by inserting in paragraph (b) of subsection two of section twelve after the word "Commonwealth" where firstly occurring the words "or of any State (other than this State)";

(ii) by inserting in the same paragraph after the word "Commonwealth" where secondly, thirdly and fourthly occurring the words "or of any such State";

(iii) by inserting at the end of the same paragraph the following new paragraph:—

(b1) A person shall not be entitled to a pension pursuant to paragraph (b) of this subsection unless—

(a) during the period from the date upon which he resigns his seat in the Legislative Assembly to the date upon which he ceases to be a member of the Parliament of the Commonwealth or of any State (other than this State) he has paid into the fund an amount equivalent to that which he would have paid into the fund had he not ceased to be a member of the Legislative Assembly; and

(b) upon ceasing to be a member of the Parliament of the Commonwealth or of any such State

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*Legislative Assembly Members Superannuation (Amendment).*

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State he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be.

Payments under subparagraph (a) of this paragraph shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

Any person who has paid into the fund in accordance with subparagraph (a) of this paragraph shall upon receipt of any pension referred to in subparagraph (b) of this paragraph be entitled to a refund of the contributions paid by him to the fund, without interest.

Where a person who has made payments into the fund in accordance with subparagraph (a) of this paragraph dies whilst he is a member of the Parliament of the Commonwealth or of any such State there shall be paid to his widow out of the fund—

- (i) if such widow is entitled to a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be, a refund of all contributions paid by such person to the fund, without interest, **or**
- (ii)

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*Legislative Assembly Members Superannuation (Amendment).*

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- (ii) if such widow is not entitled to any pension referred to in subparagraph (i) of this paragraph a pension at the rate of four pounds per week, which pension shall subject to this section be payable to her until her death.
- (iv) by omitting from subsection three of the same section the word "three" and by inserting in lieu thereof the word "four";
- (v) by omitting from subsection four of the same section the word "three" and by inserting in lieu thereof the word "four";
- (vi) by inserting at the end of subsection six of the same section the following new paragraphs and subsection:—

Upon the expiration of the period of such suspension such person shall not be entitled to receive a pension under any of the provisions of this section unless—

- (a) during the period of such suspension he has paid into the fund an amount equivalent to that which he would have paid into the fund had he been a member of the Legislative Assembly; and
- (b) he is not entitled to receive a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any State (other than this State).

Payments under paragraph (a) of this subsection shall be made by such instalments and at such times as the managing trustees or a majority of them determine.

Any

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*Legislative Assembly Members Superannuation (Amendment).*

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Any person who has paid into the fund in accordance with the provisions of this subsection shall upon receipt of any pension referred to in subparagraph (b) of this subsection be entitled to a refund of the contributions paid by him to the fund, without interest.

Where a person who has made payments into the fund in accordance with paragraph (a) of this subsection dies whilst he holds any such office of profit or is such a member there shall be paid to his widow out of the fund—

- (i) if such widow is entitled to a pension under the Parliamentary Retiring Allowances Act 1948 of the Parliament of the Commonwealth or under any like Act of the Parliament of any such State, as the case may be, a refund of all contributions paid by such person to the fund, without interest, or
- (ii) if such widow is not entitled to any pension referred to in subparagraph (i) of this paragraph a pension at the rate of four pounds per week, which pension shall subject to this section be payable to her until her death.

(7) Where by any provision of this section a person is required, in order to be entitled to receive a pension thereunder, to make payments into the fund during any period during which he holds an office of profit under the Crown or is a member of the Parliament of the Commonwealth or of any State, such person shall be deemed to have complied with such provision in respect of any period during which he held such office

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*Legislative Assembly Members Superannuation (Amendment)*

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office or was a member before the date upon which His Majesty's assent to this Act is signified if he pays into the fund, by such instalments and at such times as the managing trustees or a majority of them determine, an amount equivalent to the sum he would have paid into the fund if payments thereto had been made by him in accordance with such provision during such period.

(2) (a) The amendments made by subparagraphs (i), (ii), (iii) and (vi) of paragraph (b) of subsection one of this section shall be deemed to have commenced upon the seventh day of May, one thousand nine hundred and forty-six.

(b) The amendments made by subparagraphs (iv) and (v) of paragraph (b) of subsection one of this section shall as from the date upon which His Majesty's assent to this Act is signified apply to and in respect of pensions under subsections three and four of section twelve of the Legislative Assembly Members Superannuation Act, 1946-1949, which are payable at such date as well as to and in respect of any such pensions which become payable after such date.

*In the name and on behalf of His Majesty I assent to this Act.*

J. NORTHCOTT,  
Governor.

*Government House,  
Sydney, 12th November, 1949.*





