

*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.*

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 21 November, 1957.*

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. , 1957.

An Act to increase the rates of contributions and pensions under the Legislative Assembly Members Superannuation Act, 1946-1954; for this and other purposes to amend the said Act; and for purposes connected therewith.

BE it enacted by the Queen'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, 1957".

Short title
and
citation.

Legislative Assembly Members Superannuation (Amendment).

(2) The Legislative Assembly Members Superannuation Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1957.

5 **2.** The Legislative Assembly Members Superannua- Amendment
tion Act, 1946-1954, is amended— of Act No.
32, 1946.

(a) by omitting from section two the definition of Sec. 2.
“Salary” and by inserting in lieu thereof the (Inter-
following definition:— pretation.)

10 “Salary” means all moneys payable by way
of salary or allowance to a member of
the Legislative Assembly in pursuance
of the Constitution Act, 1902, the Par-
15 liamentary Allowances and Salaries
Act, 1956, or any Act amending or
replacing the same.

(b) by omitting from section nine the words “one Sec. 9.
hundred and fifty-six pounds” and by inserting (Contri-
in lieu thereof the words “two hundred and butions.)
20 thirty-four pounds”.

3. (1) The Legislative Assembly Members Super- Further
annuation Act, 1946-1954, is further amended— amendment
of Act No.
32, 1946.

(a) (i) by omitting from paragraph (b1) of sub- Sec. 12.
section two of section twelve the words:— (Pensions.)

25 “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

Legislative Assembly Members Superannuation (Amendment).

paragraph be entitled to a refund of the contributions paid by him to the fund, without interest."

and by inserting in lieu thereof the words:—

"Where a person—

(ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes 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; or

(iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

he shall, if he has, 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 such State, or to the date of the expiration of the period referred to in the foregoing subparagraph (iia) of this paragraph, as the case may require, paid into the fund an amount equivalent to that which he would have paid had he not ceased to be a member of the Legislative Assembly, be refunded an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been

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- been refunded as aforesaid and the widow of any such person shall not be entitled to receive a pension under this Act.”;
- 5 (ii) by omitting from the same paragraph the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any benefit”;
- 10 (iii) by omitting from the same paragraph the words “if such widow is not entitled to any pension” and by inserting in lieu thereof the words “if such widow is not entitled to any benefit”;
- 15 (b) (i) by inserting in subsection six of the same section after the words “in receipt of” the words “or is entitled to receive”;
- (ii) by inserting in paragraph (b) of the same subsection immediately before the words “he is not entitled” the words “in the case of a person who became a member of the Parliament of the Commonwealth or of any State (other than this State)”;
- 20 (iii) by omitting from the same subsection the words:—
- 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.”
- 30 and by inserting in lieu thereof the words:—
- “Where a person—
- 35 (ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes

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5

becomes 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; or

10

(iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

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he shall, if he has, during the period of such suspension, or from the date upon which he becomes a member of the Parliament of the Commonwealth or of any such State to the date of the expiration of the period referred to in the foregoing subparagraph (iia) of this paragraph, as the case may require, 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, be refunded an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been refunded as aforesaid and the widow of any such person shall not be entitled to receive a pension under this Act.”;

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(iv) by omitting from the same subsection the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any benefit”;

(v)

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- 5 (v) by omitting from the same subsection the words "if such widow is not entitled to any pension" and by inserting in lieu thereof the words "if such widow is not entitled to any benefit";
- (c) by inserting next after subsection eight of the same section the following new subsection:—
- 10 (9) Notwithstanding anything contained in this section the rate of pension payable to any person who, immediately before the commencement of the Legislative Assembly Members Superannuation (Amendment) Act, 1957, was not in receipt of a pension under this section but becomes entitled thereto after such commencement, shall—
- 15
- (a) if such person becomes so entitled pursuant to paragraph (a) of subsection one of this section, be eighteen pounds per week;
- 20 (b) if such person becomes so entitled pursuant to paragraph (b) of subsection one of this section, be fifteen pounds per week;
- 25 (c) if such person being a widow becomes so entitled pursuant to subparagraph (ii) of paragraph (b1) of subsection two, subsection three, or paragraph (ii) of subsection six of this section, be
- 30 twelve pounds fifteen shillings per week;
- (d) if such person, being the widow of a person who was not in receipt of a pension under subsection one of this section

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section immediately before such commencement, becomes so entitled pursuant to subsection four of this section, be twelve pounds fifteen shillings per week.

(2) Subparagraph (i) of paragraph (a) 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.

1. The first part of the paper is devoted to a general discussion of the problem. It is shown that the problem is of great importance in the theory of the differential equations of the second order. The problem is to find the general solution of the differential equation

$$y'' + p(x)y' + q(x)y = r(x)$$

where $p(x)$, $q(x)$ and $r(x)$ are functions of x . The general solution of this equation can be found by the method of variation of parameters. The method consists in assuming a particular solution of the form

$$y = u(x)y_1(x) + v(x)y_2(x)$$

where $y_1(x)$ and $y_2(x)$ are two linearly independent solutions of the homogeneous equation

$$y'' + p(x)y' + q(x)y = 0$$

and $u(x)$ and $v(x)$ are functions to be determined. The method of variation of parameters leads to a system of two linear equations for $u(x)$ and $v(x)$. The solution of this system gives the particular solution of the inhomogeneous equation. The general solution of the inhomogeneous equation is then obtained by adding the particular solution to the general solution of the homogeneous equation.

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.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 21 November, 1957.*

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. , 1957.

An Act to increase the rates of contributions and pensions under the Legislative Assembly Members Superannuation Act, 1946-1954; for this and other purposes to amend the said Act; and for purposes connected therewith.

BE it enacted by the Queen'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, 1957".

Short title
and
citation.

Legislative Assembly Members Superannuation (Amendment).

(2) The Legislative Assembly Members Superannuation Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1957.

5 2. The Legislative Assembly Members Superannua- Amendment
tion Act, 1946-1954, is amended— of Act No.
32, 1946.

(a) by omitting from section two the definition of Sec. 2.
 “Salary” and by inserting in lieu thereof the (Inter-
 following definition:— pretation.)

10 “Salary” means all moneys payable by way
 of salary or allowance to a member of
 the Legislative Assembly in pursuance
 of the Constitution Act, 1902, the Par-
 liamentary Allowances and Salaries
15 Act, 1956, or any Act amending or
 replacing the same.

(b) by omitting from section nine the words “one hundred and fifty-six pounds” and by inserting in lieu thereof the words “two hundred and thirty-four pounds”. Sec. 9. (Contributions.)

3. (1) The Legislative Assembly Members Super-annuation Act, 1946-1954, is further amended—

Further amendment of Act No. 32, 1946.

(a) (i) by omitting from paragraph (b1) of sub- Sec. 12.
section two of section twelve the words:— (Pensions.)

25 “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

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paragraph be entitled to a refund of the contributions paid by him to the fund, without interest."

and by inserting in lieu thereof the words:—

"Where a person—

(ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes 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; or

(iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

he shall, if he has, 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 such State, or to the date of the expiration of the period referred to in the foregoing subparagraph (iia) of this paragraph, as the case may require, paid into the fund an amount equivalent to that which he would have paid had he not ceased to be a member of the Legislative Assembly, be refunded an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been

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been refunded as aforesaid and the widow of any such person shall not be entitled to receive a pension under this Act.”;

5 (ii) by omitting from the same paragraph the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any benefit”;

10 (iii) by omitting from the same paragraph the words “if such widow is not entitled to any pension” and by inserting in lieu thereof the words “if such widow is not entitled to any benefit”;

15 (b) (i) by inserting in subsection six of the same section after the words “in receipt of” the words “or is entitled to receive”;

20 (ii) by inserting in paragraph (b) of the same subsection immediately before the words “he is not entitled” the words “in the case of a person who became a member of the Parliament of the Commonwealth or of any State (other than this State)”;

(iii) by omitting from the same subsection the words:—

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.”

30 and by inserting in lieu thereof the words:—

“Where a person—

35 (ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes

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- 5 becomes 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; or
- 10 (iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,
- 15 he shall, if he has, during the period of such suspension, or from the date upon which he becomes a member of the Parliament of the Commonwealth or of any such State to the date of the expiration of the period referred to in the foregoing sub-
- 20 paragraph (iia) of this paragraph, as the case may require, 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, be refunded
- 25 an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been refunded as aforesaid and the widow of any such person shall not be entitled to
- 30 receive a pension under this Act.”;
- (iv) by omitting from the same subsection the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any
- 35 benefit”;

(v)

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5 (v) by omitting from the same subsection the words "if such widow is not entitled to any pension" and by inserting in lieu thereof the words "if such widow is not entitled to any benefit";

(c) by inserting next after subsection eight of the same section the following new subsection:—

10 (9) Notwithstanding anything contained in this section the rate of pension payable to any person who, immediately before the commencement of the Legislative Assembly Members Superannuation (Amendment) Act, 1957, was not in receipt of a pension under this section but becomes entitled thereto after such commencement, shall—

15 (a) if such person becomes so entitled pursuant to paragraph (a) of subsection one of this section, be eighteen pounds per week;

20 (b) if such person becomes so entitled pursuant to paragraph (b) of subsection one of this section, be fifteen pounds per week;

25 (c) if such person being a widow becomes so entitled pursuant to subparagraph (ii) of paragraph (b1) of subsection two, subsection three, or paragraph (ii) of subsection six of this section, be
30 twelve pounds fifteen shillings per week;

(d) if such person, being the widow of a person who was not in receipt of a pension under subsection one of this section

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section immediately before such commencement, becomes so entitled pursuant to subsection four of this section, be twelve pounds fifteen shillings per week.

(2) Subparagraph (i) of paragraph (a) 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.

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LEGISLATIVE ASSEMBLY MEMBERS SUPERANNUATION (AMENDMENT) BILL, 1957.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (1) to increase the rates of contributions to the Legislative Assembly Members Provident Fund and the rates of pension payable therefrom;
- (2) to refund contributions made to that Fund by any person who becomes entitled as a member of the Parliament of the Commonwealth or of any other State to a pension from the appropriate Fund established by legislation of the Parliament of the Commonwealth or such other State, or who acquires service as a member of any such Parliament which would be sufficient, if he ceased to be such a member, to entitle him to any such pension;
- (3) to make the entitlement of a widow to a pension or refund from the Legislative Assembly Members Provident Fund dependent upon whether or not she is entitled to any benefit from the appropriate Fund established by legislation of the Parliament of the Commonwealth or such other State, and not, as at present, upon whether or not she is entitled to a pension from such appropriate Fund;
- (4) to make other provisions ancillary to or consequent upon the foregoing.

REPORT ON THE PROGRESS OF THE WORK DURING THE YEAR 1900

By the Hon. the Secretary of the Board of Education

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- 8. The State of the Schools during the Year 1900
- 9. The State of the Teachers during the Year 1900
- 10. The State of the Pupils during the Year 1900

The progress of the work during the year 1900 has been marked by a steady and continuous improvement in the state of the schools, teachers, and pupils. The state of the schools has improved in every respect, and the state of the teachers and pupils has also improved in every respect. The progress of the work during the year 1900 has been marked by a steady and continuous improvement in the state of the schools, teachers, and pupils.

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PROOF

No. , 1957.

A BILL

To increase the rates of contributions and pensions under the Legislative Assembly Members Superannuation Act, 1946-1954; for this and other purposes to amend the said Act; and for purposes connected therewith.

[MR. HAWKINS;—20 November, 1957.]

BE it enacted by the Queen'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, 1957".

Short title
and
citation.

(2) The Legislative Assembly Members Superannuation Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1957.

Amendment
of Act No.
32, 1946.

Sec. 2.
(Inter-
pretation.)

15

Sec. 9.
(Contributions.)

20

Further
amendment
of Act No.
32, 1946.

Sec. 12.
(Pensions.)

25

Legislative Assembly Members Superannuation (Amendment).

paragraph be entitled to a refund of the contributions paid by him to the fund, without interest."

and by inserting in lieu thereof the words:—

"Where a person—

(ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes 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; or

(iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

he shall, if he has, 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 such State, or to the date of the expiration of the period referred to in the foregoing subparagraph (iia) of this paragraph, as the case may require, paid into the fund an amount equivalent to that which he would have paid had he not ceased to be a member of the Legislative Assembly, be refunded an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been

Legislative Assembly Members Superannuation (Amendment).

been refunded as aforesaid and the widow of any such person shall not be entitled to receive a pension under this Act.”;

5 (ii) by omitting from the same paragraph the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any benefit”;

10 (iii) by omitting from the same paragraph the words “if such widow is not entitled to any pension” and by inserting in lieu thereof the words “if such widow is not entitled to any benefit”;

15 (b) (i) by inserting in subsection six of the same section after the words “in receipt of” the words “or is entitled to receive”;

20 (ii) by inserting in paragraph (b) of the same subsection immediately before the words “he is not entitled” the words “in the case of a person who became a member of the Parliament of the Commonwealth or of any State (other than this State)”;

(iii) by omitting from the same subsection the words:—

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.”

30 and by inserting in lieu thereof the words:—

“Where a person—

35 (ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes

Legislative Assembly Members Superannuation (Amendment).

5 becomes 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; or

10 (ia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

15 he shall, if he has, during the period of such suspension, or from the date upon which he becomes a member of the Parliament of the Commonwealth or of any such State to the date of the expiration of the period referred to in the foregoing sub-
20 paragraph (ia) of this paragraph, as the case may require, 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, be refunded
25 an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been refunded as aforesaid and the widow of any such person shall not be entitled to
30 receive a pension under this Act.”;

(iv) by omitting from the same subsection the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any
35 benefit”;

(v)

Legislative Assembly Members Superannuation (Amendment).

5 (v) by omitting from the same subsection the words "if such widow is not entitled to any pension" and by inserting in lieu thereof the words "if such widow is not entitled to any benefit";

(c) by inserting next after subsection eight of the same section the following new subsection:—

10 (9) Notwithstanding anything contained in this section the rate of pension payable to any person who, immediately before the commencement of the Legislative Assembly Members Superannuation (Amendment) Act, 1957, was not in receipt of a pension under this section but becomes entitled thereto after such commencement, shall—

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(a) if such person becomes so entitled pursuant to paragraph (a) of subsection one of this section, be eighteen pounds per week;

20 (b) if such person becomes so entitled pursuant to paragraph (b) of subsection one of this section, be fifteen pounds per week;

25 (c) if such person being a widow becomes so entitled pursuant to subparagraph (ii) of paragraph (b1) of subsection two, subsection three, or paragraph (ii) of subsection six of this section, be twelve pounds fifteen shillings per week;

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(d) if such person, being the widow of a person who was not in receipt of a pension under subsection one of this section

Legislative Assembly Members Superannuation (Amendment).

5

section immediately before such commencement, becomes so entitled pursuant to subsection four of this section, be twelve pounds fifteen shillings per week.

(2) Subparagraph (i) of paragraph (a) 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.

New South Wales.



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 64, 1957.

An Act to increase the rates of contributions and pensions under the Legislative Assembly Members Superannuation Act, 1946-1954; for this and other purposes to amend the said Act; and for purposes connected therewith. [Assented to, 9th December, 1957.]

BE it enacted by the Queen'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, 1957".

Short title
and
citation.

Legislative Assembly Members Superannuation (Amendment).

(2) The Legislative Assembly Members Superannuation Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1957.

Amendment
of Act No.
32, 1946.

2. The Legislative Assembly Members Superannuation Act, 1946-1954, is amended—

Sec. 2.
(Inter-
pretation.)

- (a) by omitting from section two the definition of “Salary” and by inserting in lieu thereof the following definition:—

“Salary” means all moneys payable by way of salary or allowance to a member of the Legislative Assembly in pursuance of the Constitution Act, 1902, the Parliamentary Allowances and Salaries Act, 1956, or any Act amending or replacing the same.

Sec. 9.
(Contri-
butions.)

- (b) by omitting from section nine the words “one hundred and fifty-six pounds” and by inserting in lieu thereof the words “two hundred and thirty-four pounds”.

Further
amendment
of Act No.
32, 1946.

3. (1) The Legislative Assembly Members Superannuation Act, 1946-1954, is further amended—

Sec. 12.
(Pensions.)

- (a) (i) by omitting from paragraph (b1) of subsection two of section twelve the words:—

“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

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paragraph be entitled to a refund of the contributions paid by him to the fund, without interest.”

and by inserting in lieu thereof the words:—

“Where a person—

(ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes 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; or

(iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

he shall, if he has, 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 such State, or to the date of the expiration of the period referred to in the foregoing subparagraph (iia) of this paragraph, as the case may require, paid into the fund an amount equivalent to that which he would have paid had he not ceased to be a member of the Legislative Assembly, be refunded an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been

Legislative Assembly Members Superannuation (Amendment).

been refunded as aforesaid and the widow of any such person shall not be entitled to receive a pension under this Act.”;

- (ii) by omitting from the same paragraph the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any benefit”;
 - (iii) by omitting from the same paragraph the words “if such widow is not entitled to any pension” and by inserting in lieu thereof the words “if such widow is not entitled to any benefit”;
- (b) (i) by inserting in subsection six of the same section after the words “in receipt of” the words “or is entitled to receive”;
- (ii) by inserting in paragraph (b) of the same subsection immediately before the words “he is not entitled” the words “in the case of a person who became a member of the Parliament of the Commonwealth or of any State (other than this State)”;
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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.”

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Legislative Assembly Members Superannuation (Amendment).

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- (iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

he shall, if he has, during the period of such suspension, or from the date upon which he becomes a member of the Parliament of the Commonwealth or of any such State to the date of the expiration of the period referred to in the foregoing subparagraph (iia) of this paragraph, as the case may require, 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, be refunded an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been refunded as aforesaid and the widow of any such person shall not be entitled to receive a pension under this Act.”;

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(v)

Legislative Assembly Members Superannuation (Amendment).

(v) by omitting from the same subsection the words "if such widow is not entitled to any pension" and by inserting in lieu thereof the words "if such widow is not entitled to any benefit";

(c) by inserting next after subsection eight of the same section the following new subsection:—

(9) Notwithstanding anything contained in this section the rate of pension payable to any person who, immediately before the commencement of the Legislative Assembly Members Superannuation (Amendment) Act, 1957, was not in receipt of a pension under this section but becomes entitled thereto after such commencement, shall—

(a) if such person becomes so entitled pursuant to paragraph (a) of subsection one of this section, be eighteen pounds per week;

(b) if such person becomes so entitled pursuant to paragraph (b) of subsection one of this section, be fifteen pounds per week;

(c) if such person being a widow becomes so entitled pursuant to subparagraph (ii) of paragraph (b1) of subsection two, subsection three, or paragraph (ii) of subsection six of this section, be twelve pounds fifteen shillings per week;

(d) if such person, being the widow of a person who was not in receipt of a pension under subsection one of this section

Legislative Assembly Members Superannuation (Amendment).

section immediately before such commencement, becomes so entitled pursuant to subsection four of this section, be twelve pounds fifteen shillings per week.

(2) Subparagraph (i) of paragraph (a) 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.

By Authority:
A. H. PETTIFER, Government Printer, Sydney, 1958

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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.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 27 November, 1957.*

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 64, 1957.

An Act to increase the rates of contributions and pensions under the Legislative Assembly Members Superannuation Act, 1946-1954; for this and other purposes to amend the said Act; and for purposes connected therewith.
[Assented to, 9th December, 1957.]

BE it enacted by the Queen'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, 1957".

(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.

Legislative Assembly Members Superannuation (Amendment).

(2) The Legislative Assembly Members Superannuation Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Legislative Assembly Members Superannuation Act, 1946-1957.

Amendment
of Act No.
32, 1946.

2. The Legislative Assembly Members Superannuation Act, 1946-1954, is amended—

Sec. 2.
(Inter-
pretation.)

(a) by omitting from section two the definition of “Salary” and by inserting in lieu thereof the following definition:—

“Salary” means all moneys payable by way of salary or allowance to a member of the Legislative Assembly in pursuance of the Constitution Act, 1902, the Parliamentary Allowances and Salaries Act, 1956, or any Act amending or replacing the same.

Sec. 9.
(Contri-
butions.)

(b) by omitting from section nine the words “one hundred and fifty-six pounds” and by inserting in lieu thereof the words “two hundred and thirty-four pounds”.

Further
amendment
of Act No.
32, 1946.

3. (1) The Legislative Assembly Members Superannuation Act, 1946-1954, is further amended—

Sec. 12.
(Pensions.)

(a) (i) by omitting from paragraph (b1) of subsection two of section twelve the words:—

“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

Legislative Assembly Members Superannuation (Amendment).

paragraph be entitled to a refund of the contributions paid by him to the fund, without interest."

and by inserting in lieu thereof the words:—

"Where a person—

- (ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes 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; or
- (iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

he shall, if he has, 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 such State, or to the date of the expiration of the period referred to in the foregoing subparagraph (iia) of this paragraph, as the case may require, paid into the fund an amount equivalent to that which he would have paid had he not ceased to be a member of the Legislative Assembly, be refunded an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been

Legislative Assembly Members Superannuation (Amendment).

been refunded as aforesaid and the widow of any such person shall not be entitled to receive a pension under this Act.”;

- (ii) by omitting from the same paragraph the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any benefit”;
 - (iii) by omitting from the same paragraph the words “if such widow is not entitled to any pension” and by inserting in lieu thereof the words “if such widow is not entitled to any benefit”;
- (b) (i) by inserting in subsection six of the same section after the words “in receipt of” the words “or is entitled to receive”;
- (ii) by inserting in paragraph (b) of the same subsection immediately before the words “he is not entitled” the words “in the case of a person who became a member of the Parliament of the Commonwealth or of any State (other than this State)”;
 - (iii) by omitting from the same subsection the words:—

“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.”

and by inserting in lieu thereof the words:—

“Where a person—

- (ia) ceases to be a member of the Parliament of the Commonwealth or of any such State and thereupon becomes

Legislative Assembly Members Superannuation (Amendment).

becomes 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; or

- (iia) has served as a member of the Parliament of the Commonwealth or of any such State for a period which would, if he ceased to be such a member at the expiration of such period, be sufficient to entitle him to any such pension,

he shall, if he has, during the period of such suspension, or from the date upon which he becomes a member of the Parliament of the Commonwealth or of any such State to the date of the expiration of the period referred to in the foregoing subparagraph (iia) of this paragraph, as the case may require, 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, be refunded an amount equivalent to the contributions so paid by him to the fund, without interest. Any person to whom contributions have been refunded as aforesaid and the widow of any such person shall not be entitled to receive a pension under this Act.”;

- (iv) by omitting from the same subsection the words “if such widow is entitled to a pension” and by inserting in lieu thereof the words “if such widow is entitled to any benefit”;

(v)

Legislative Assembly Members Superannuation (Amendment).

(v) by omitting from the same subsection the words "if such widow is not entitled to any pension" and by inserting in lieu thereof the words "if such widow is not entitled to any benefit";

(c) by inserting next after subsection eight of the same section the following new subsection:—

(9) Notwithstanding anything contained in this section the rate of pension payable to any person who, immediately before the commencement of the Legislative Assembly Members Superannuation (Amendment) Act, 1957, was not in receipt of a pension under this section but becomes entitled thereto after such commencement, shall—

(a) if such person becomes so entitled pursuant to paragraph (a) of subsection one of this section, be eighteen pounds per week;

(b) if such person becomes so entitled pursuant to paragraph (b) of subsection one of this section, be fifteen pounds per week;

(c) if such person being a widow becomes so entitled pursuant to subparagraph (ii) of paragraph (b1) of subsection two, subsection three, or paragraph (ii) of subsection six of this section, be twelve pounds fifteen shillings per week;

(d) if such person, being the widow of a person who was not in receipt of a pension under subsection one of this section

Legislative Assembly Members Superannuation (Amendment).

section immediately before such commencement, becomes so entitled pursuant to subsection four of this section, be twelve pounds fifteen shillings per week.

(2) Subparagraph (i) of paragraph (a) 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.

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

E. W. WOODWARD,
Governor.

*Government House,
Sydney, 9th December, 1957.*

THE UNIVERSITY OF CHICAGO

DEPARTMENT OF THE HISTORY OF ARTS
AND ARCHITECTURE

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