

New South Wales



ANNO NONO

ELIZABETHÆ II REGINÆ

Act No. 57, 1960.

An Act to amend the Police Regulation (Superannuation) Act, 1906–1958, so as to increase the superannuation allowances payable to retired members of the Police Force; to amend sections 12c, 33 and 35 of the Police Regulation Act, 1899, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 1st December, 1960.]

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 "Police Regulation and Superannuation (Amendment) Act, 1960".

Short title
and
citation.

(2)

Police Regulation and Superannuation (Amendment).

(2) The Police Regulation (Superannuation) Act, 1906, as amended by subsequent Acts and by this Act, may be cited as the Police Regulation (Superannuation) Act, 1906-1960.

(3) (a) The Police Regulation Act, 1899, as amended by subsequent Acts and by this Act, may be cited as the Police Regulation Act, 1899-1960.

(b) The Public Service and Police Regulation (Amendment) Act, 1960, is amended by omitting subsection two of section three.

Amendment
of Act No.
28, 1906.

2. (1) This section shall be deemed to have commenced upon the first day of May, one thousand nine hundred and sixty.

(2) The Police Regulation (Superannuation) Act, 1906-1958, is amended—

Sec. 7.
(Amount of
pensions.)

(a) by inserting at the end of section seven the following new subsection :—

(4) Where the annual superannuation allowance payable in pursuance of this section to a member of the Police Force immediately before the commencement of section two of the Police Regulation and Superannuation (Amendment) Act, 1960, was within any of the ranges (i) to (viii) inclusive specified in the first column of the Table to this subsection such annual superannuation allowance shall be increased, as from such commencement, by—

(a) the amount shown opposite such range in the second column of the said Table; or

(b) except in a case to which range (viii) applies, an amount equal to the difference between such annual superannuation allowance and the amount in the third column of the said Table shown opposite the range within which such annual superannuation allowance falls,

(2) whichever is the less.

TABLE.

Police Regulation and Superannuation (Amendment).

TABLE.

Column 1	Column 2	Column 3
Range of Annual Superannuation Allowance.		
(i) £1 or more but less than £149 ..	£ 65	£ 201
(ii) £149 or more but less than £182 ..	52	227
(iii) £182 or more but less than £227 ..	45	266
(iv) £227 or more but less than £273 ..	39	305
(v) £273 or more but less than £318 ..	32	344
(vi) £318 or more but less than £409 ..	26	428
(vii) £409 or more but less than £455 ..	19	468
(viii) £455 or more but less than £456 ..	13	..

- (b) by inserting at the end of section ten the following new subsection :—

Sec. 10.
(Disable-
ment in
execution of
duty.)

(4) Where any annual superannuation allowance granted in pursuance of this section and payable to a member of the Police Force immediately before the commencement of section two of the Police Regulation and Superannuation (Amendment) Act, 1960, was within any of the ranges (i) to (viii) inclusive specified in the first column of the Table to this subsection such annual superannuation allowance shall be increased, as from such commencement, by—

- (a) the amount shown opposite such range in the second column of the said Table; or

(b) except in a case to which range (viii) applies, an amount equal to the difference between such annual superannuation allowance and the amount in the third column of the said Table shown opposite the range within which such annual superannuation allowance falls, whichever is the less.

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Amendment
of Act No.
20, 1899.

3. The Police Regulation Act, 1899, as amended by subsequent Acts, is amended—

Sec. 12c.
(Gratuity
in lieu of
extended
leave.)

(a) (i) by inserting at the end of paragraph (b) of subsection one of section 12c the following word and new paragraph :—

“or

(c) who retires from the police force in accordance with the provisions of section nine of the Police Regulation (Superannuation) Act, 1906, as amended by subsequent Acts, or who being the Commissioner retires in accordance with the provisions of subsection three of section four of this Act,”;

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

Any annual superannuation allowance to which a member of the police force referred to in paragraph (c) of this subsection is entitled under the Police Regulation (Superannuation) Act, 1906, as so amended, shall commence from the date upon which his extended leave, if taken, would have commenced;

(iii)

Police Regulation and Superannuation (Amendment).

- (iii) by omitting from subsection two of the same section the words “(whether annual leave, extended leave or any other form of leave whatsoever)” and by inserting in lieu thereof the words “other than extended leave”;
- (iv) by inserting at the end of the same section the following new subsection :—

(3) This subsection shall apply to and in respect of members of the police force who at any time after the commencement of the Police Regulation (Amendment) Act, 1957, and before the commencement of section three of the Police Regulation and Superannuation (Amendment) Act, 1960, retired therefrom and were paid the money value of extended leave in pursuance of subsection two of this section.

So much of the period of extended leave which, if taken by any member of the police force to and in respect of whom this subsection applies, would have expired before the commencement of section three of the Police Regulation and Superannuation (Amendment) Act, 1960, shall be counted as service for the purpose of calculating any annual superannuation allowance or gratuity payable to and in respect of such member under the Police Regulation (Superannuation) Act, 1906, as amended by subsequent Acts.

Such annual superannuation allowance as adjusted by the operation of this subsection shall commence—

- (a) where the period of extended leave, if taken, would have expired before the commencement of section three of the Police Regulation and Superannuation (Amendment) Act, 1960, from the date following that upon which

Police Regulation and Superannuation (Amendment).

which all leave of absence (whether annual leave, extended leave or any other form of leave whatsoever), if taken, would have terminated;

(b) where a portion only of the extended leave, if taken, would have expired before such commencement, from such commencement.

Sec. 33.
(Forfeiture
of allowance
in certain
cases.)

(b) by omitting subsection two of section thirty-three;

Sec. 35.
(Unclaimed
goods in
possession
of police
may be sold
by Commis-

(c) by omitting from subsection one of section thirty-five the words "thrice in the Gazette" and by inserting in lieu thereof the words "in a newspaper circulating in the district in which the sale is to take place".

By Authority:

V. C. N. BLIGHT, Government Printer, Sydney, 1960

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, 24 November, 1960.*

New South Wales



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ELIZABETHÆ II REGINÆ

Act No. 57, 1960.

An Act to amend the Police Regulation (Superannuation) Act, 1906–1958, so as to increase the superannuation allowances payable to retired members of the Police Force; to amend sections 12c, 33 and 35 of the Police Regulation Act, 1899, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 1st December, 1960.]

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 "Police Regulation and Superannuation (Amendment) Act, 1960".

Short title
and
citation.

(2)

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

HOWARD T. FOWLES,
Chairman of Committees of the Legislative Assembly.

Police Regulation and Superannuation (Amendment).

(2) The Police Regulation (Superannuation) Act, 1906, as amended by subsequent Acts and by this Act, may be cited as the Police Regulation (Superannuation) Act, 1906-1960.

(3) (a) The Police Regulation Act, 1899, as amended by subsequent Acts and by this Act, may be cited as the Police Regulation Act, 1899-1960.

(b) The Public Service and Police Regulation (Amendment) Act, 1960, is amended by omitting subsection two of section three.

Amendment
of Act No.
28, 1906.

2. (1) This section shall be deemed to have commenced upon the first day of May, one thousand nine hundred and sixty.

(2) The Police Regulation (Superannuation) Act, 1906-1958, is amended—

Sec. 7.
(Amount of
pensions.)

(a) by inserting at the end of section seven the following new subsection :—

(4) Where the annual superannuation allowance payable in pursuance of this section to a member of the Police Force immediately before the commencement of section two of the Police Regulation and Superannuation (Amendment) Act, 1960, was within any of the ranges (i) to (viii) inclusive specified in the first column of the Table to this subsection such annual superannuation allowance shall be increased, as from such commencement, by—

(a) the amount shown opposite such range in the second column of the said Table; or

(b) except in a case to which range (viii) applies, an amount equal to the difference between such annual superannuation allowance and the amount in the third column of the said Table shown opposite the range within which such annual superannuation allowance falls,

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- (b) by inserting at the end of section ten the following new subsection :—

Sec. 10.
(Disable-
ment in
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(4) Where any annual superannuation allowance granted in pursuance of this section and payable to a member of the Police Force immediately before the commencement of section two of the Police Regulation and Superannuation (Amendment) Act, 1960, was within any of the ranges (i) to (viii) inclusive specified in the first column of the Table to this subsection such annual superannuation allowance shall be increased, as from such commencement, by—

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(viii) £455 or more but less than £456 ..	13	..

Amendment of Act No. 20, 1899. **3.** The Police Regulation Act, 1899, as amended by subsequent Acts, is amended—

Sec. 12c. (a) (i) by inserting at the end of paragraph (b) of subsection one of section 12c the following word and new paragraph :—
(Gratuity in lieu of extended leave.)

“or

(c) who retires from the police force in accordance with the provisions of section nine of the Police Regulation (Superannuation) Act, 1906, as amended by subsequent Acts, or who being the Commissioner retires in accordance with the provisions of subsection three of section four of this Act,”;

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

Any annual superannuation allowance to which a member of the police force referred to in paragraph (c) of this subsection is entitled under the Police Regulation (Superannuation) Act, 1906, as so amended, shall commence from the date upon which his extended leave, if taken, would have commenced;

(iii)

Police Regulation and Superannuation (Amendment).

(iii) by omitting from subsection two of the same section the words “(whether annual leave, extended leave or any other form of leave whatsoever)” and by inserting in lieu thereof the words “other than extended leave”;

(iv) by inserting at the end of the same section the following new subsection:—

(3) This subsection shall apply to and in respect of members of the police force who at any time after the commencement of the Police Regulation (Amendment) Act, 1957, and before the commencement of section three of the Police Regulation and Superannuation (Amendment) Act, 1960, retired therefrom and were paid the money value of extended leave in pursuance of subsection two of this section.

So much of the period of extended leave which, if taken by any member of the police force to and in respect of whom this subsection applies, would have expired before the commencement of section three of the Police Regulation and Superannuation (Amendment) Act, 1960, shall be counted as service for the purpose of calculating any annual superannuation allowance or gratuity payable to and in respect of such member under the Police Regulation (Superannuation) Act, 1906, as amended by subsequent Acts.

Such annual superannuation allowance as adjusted by the operation of this subsection shall commence—

(a) where the period of extended leave, if taken, would have expired before the commencement of section three of the Police Regulation and Superannuation (Amendment) Act, 1960, from the date following that upon which

Police Regulation and Superannuation (Amendment).

which all leave of absence (whether annual leave, extended leave or any other form of leave whatsoever), if taken, would have terminated;

- (b) where a portion only of the extended leave, if taken, would have expired before such commencement, from such commencement.

Sec. 33.
(Forfeiture
of allowance
in certain
cases.)

- (b) by omitting subsection two of section thirty-three;

Sec. 35.
(Unclaimed
goods in
possession
of police
may be sold
by Commis-
sioner and
proceeds
applied to
Police
Super-
annuation
and Reward
Fund.)

- (c) by omitting from subsection one of section thirty-five the words "thrice in the Gazette" and by inserting in lieu thereof the words "in a newspaper circulating in the district in which the sale is to take place".

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

K. W. STREET,
By Deputation from
His Excellency the Governor.

Government House,
Sydney 1st December, 1960.

