

**POLICE REGULATION (SUPERANNUATION)
AMENDMENT BILL 1985**

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Police Regulation (Amendment) Bill 1985.

The objects of this Bill are—

- (a) to make it clear that a member of the Police Force retiring on completion of 30 years' service may receive a maximum pension of 72.75 per cent of the member's salary of office; and
 - (b) to provide that a commissioned member of the Police Force who retires voluntarily between the ages of 55 and 60 on completion of 30 years' service receives an annual superannuation allowance based on the salary paid to the member at retirement, unless the member has been promoted within 2 years before retirement, in which case the allowance is based on the salary that would have been payable if the member had not been promoted.
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Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act is to commence on the date of assent, except for Schedule 1 (1), which is to commence on 23 November 1984 (the date on which the relevant provision of the Principal Act took effect).

Clause 3 is a formal provision giving effect to the Schedule of amendments to the Principal Act.

Schedule 1 (1) effects the object referred to in paragraph (a) above.

Schedule 1 (2) effects the object referred to in paragraph (b) above.

Schedule 1 (2) (b) is an amendment that is consequential on the amendments to be made by the Police Regulation (Amendment) Bill 1985.

**POLICE REGULATION (SUPERANNUATION)
AMENDMENT BILL 1985**

No. , 1985

A BILL FOR

An Act to amend the Police Regulation (Superannuation) Act 1906 in
relation to the retirement of certain members of the Police Force.

Police Regulation (Superannuation) Amendment 1985

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:

5 Short title

1. This Act may be cited as the "Police Regulation (Superannuation) Amendment Act 1985".

Commencement

2. (1) Except as provided by subsection (2), this Act shall commence
10 on the date of assent to this Act.

(2) Schedule 1 (1) and section 3 in its application to that provision shall be deemed to have commenced on 23 November 1984.

Amendment of Act No. 28, 1906

3. The Police Regulation (Superannuation) Act 1906 is amended in the
15 manner set forth in Schedule 1.

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE POLICE REGULATION
(SUPERANNUATION) ACT 1906

20 (1) Section 7 (**Superannuation allowance except where member hurt on duty**)—

Section 7 (1) (b)—

Omit "one-twelfth", insert instead "in the case of a person who has completed less than 30 years of service, one-twelfth".

25 (2) Section 7AA (**Superannuation allowance on early retirement**)—

(a) Section 7AA (1)—

Omit the subsection, insert instead:

(1) In this section—

*Police Regulation (Superannuation) Amendment 1985*SCHEDULE 1—*continued*AMENDMENTS TO THE POLICE REGULATION
(SUPERANNUATION) ACT 1906—*continued*

“commissioned rank” means any rank of or above that of inspector, but does not include a prescribed rank;

5 “salary of office”, in relation to a member of the police force, means—

(a) except as provided by paragraph (b)—the member’s salary of office at the date of retirement; or

(b) where—

10 (i) the member was promoted to a rank (other than a commissioned rank) within the period of 1 year before the date of retirement (but is not a person to whom subparagraph (iii) applies);

15 (ii) the member was promoted to a commissioned rank within the period of 2 years before the date of retirement (but is not a person to whom subparagraph (iii) applies); or

20 (iii) the member was promoted to a rank (other than a commissioned rank) and to a commissioned rank within the period of 1 year before the date of retirement,

25 the salary of office the member would have received at the date of retirement if the member had not been so promoted.

Police Regulation (Superannuation) Amendment 1985

SCHEDULE 1—*continued*

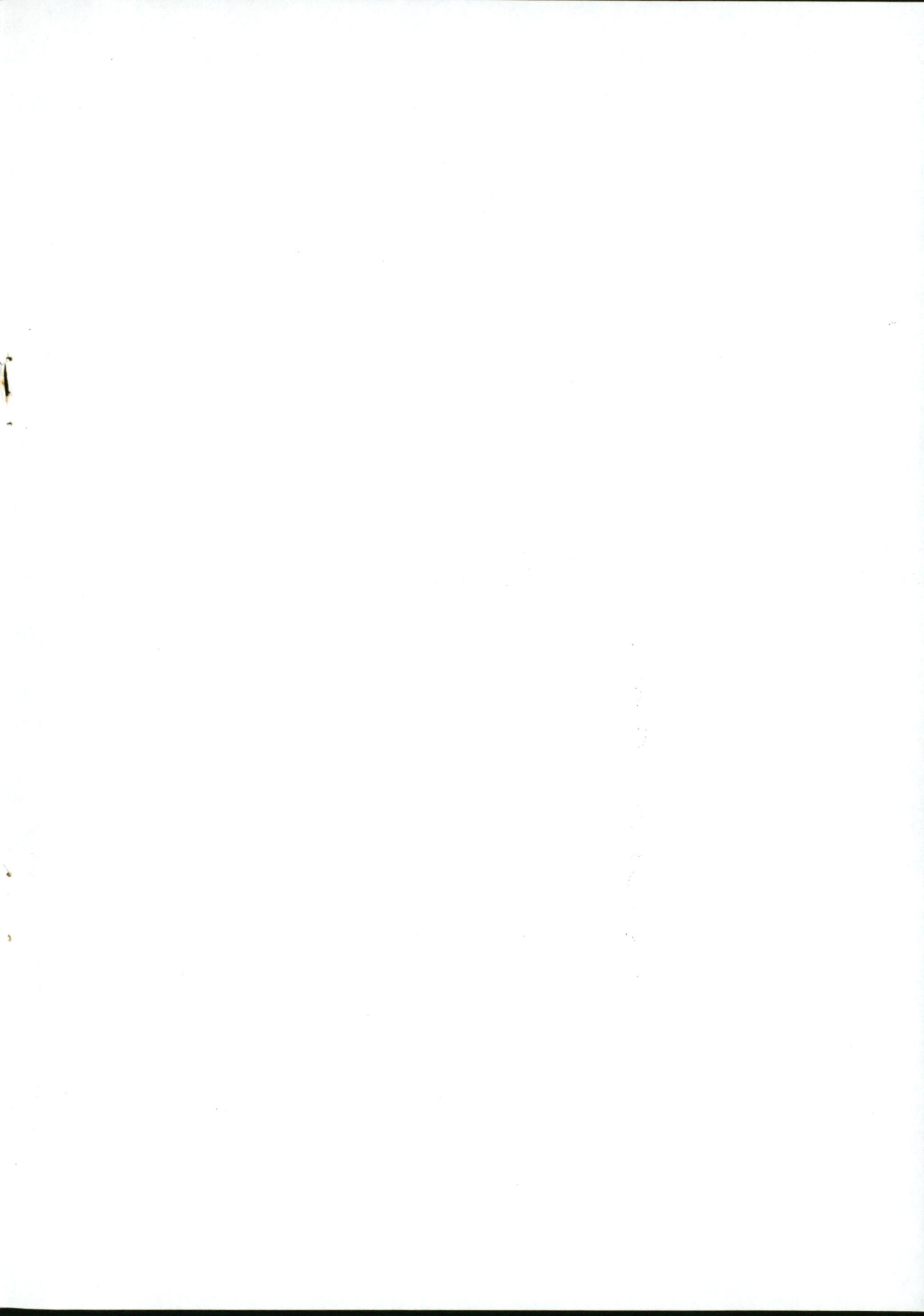
AMENDMENTS TO THE POLICE REGULATION
(SUPERANNUATION) ACT 1906—*continued*

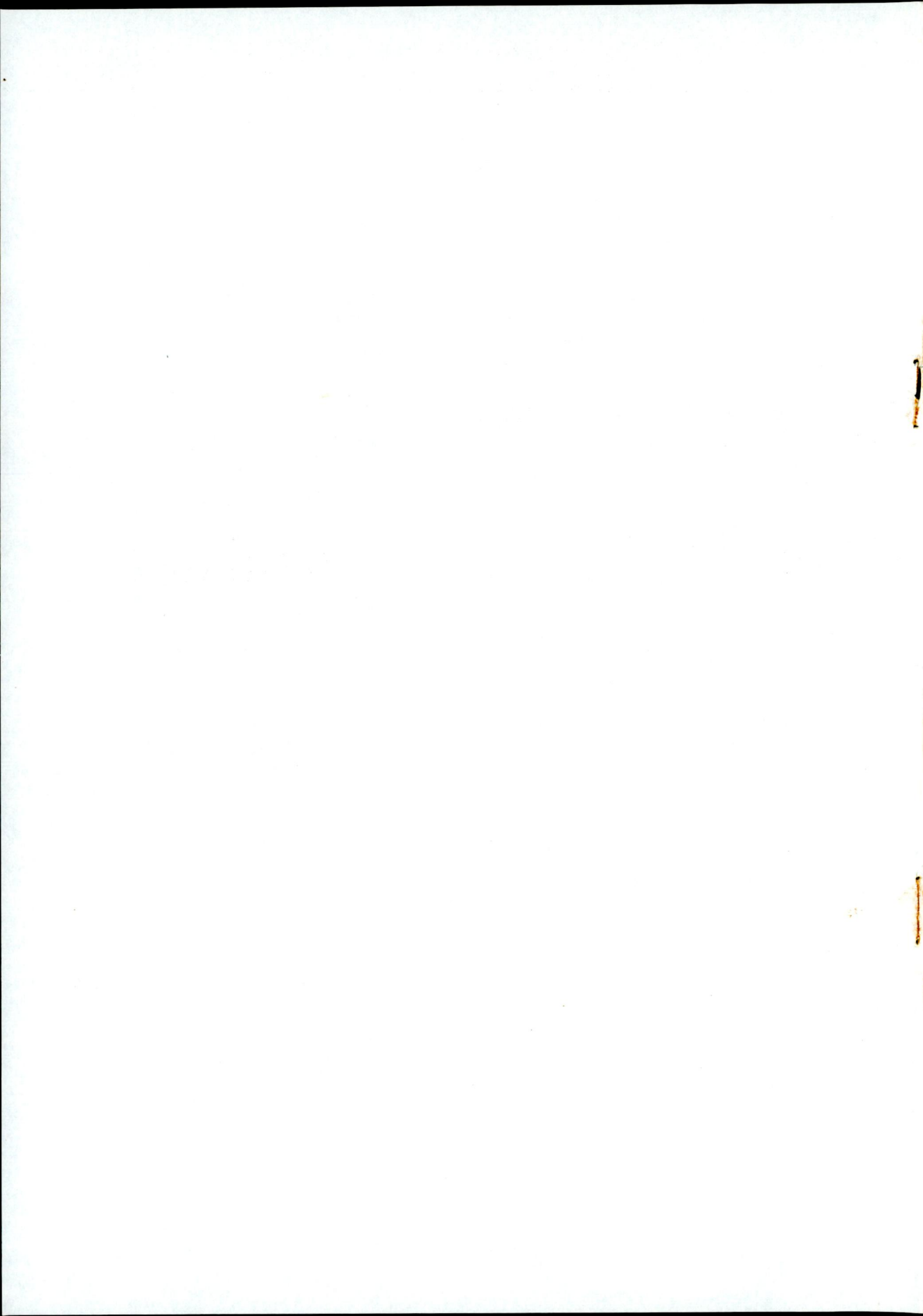
(b) Section 7AA (3) (a)—

Omit “, a Deputy Commissioner or an Assistant Commissioner”.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1985





POLICE REGULATION (SUPERANNUATION) AMENDMENT ACT
1985 No. 211

New South Wales



ANNO TRICESIMO QUARTO

ELIZABETHÆ II REGINÆ

* * * * *

Act No. 211, 1985

An Act to amend the Police Regulation (Superannuation) Act 1906 in relation to the retirement of certain members of the Police Force. [Assented to, 10th December, 1985.]

Police Regulation (Superannuation) Amendment 1985

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:

Short title

1. This Act may be cited as the "Police Regulation (Superannuation) Amendment Act 1985".

Commencement

2. (1) Except as provided by subsection (2), this Act shall commence on the date of assent to this Act.

(2) Schedule 1 (1) and section 3 in its application to that provision shall be deemed to have commenced on 23 November 1984.

Amendment of Act No. 28, 1906

3. The Police Regulation (Superannuation) Act 1906 is amended in the manner set forth in Schedule 1.

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE POLICE REGULATION
(SUPERANNUATION) ACT 1906

(1) Section 7 (**Superannuation allowance except where member hurt on duty**)—

Section 7 (1) (b)—

Omit "one-twelfth", insert instead "in the case of a person who has completed less than 30 years of service, one-twelfth".

(2) Section 7^{AA} (**Superannuation allowance on early retirement**)—

(a) Section 7^{AA} (1)—

Omit the subsection, insert instead:

(1) In this section—

Police Regulation (Superannuation) Amendment 1985

SCHEDULE 1—*continued*

AMENDMENTS TO THE POLICE REGULATION
(SUPERANNUATION) ACT 1906—*continued*

“commissioned rank” means any rank of or above that of inspector, but does not include a prescribed rank;

“salary of office”, in relation to a member of the police force, means—

(a) except as provided by paragraph (b)—the member’s salary of office at the date of retirement; or

(b) where—

- (i) the member was promoted to a rank (other than a commissioned rank) within the period of 1 year before the date of retirement (but is not a person to whom subparagraph (iii) applies);
- (ii) the member was promoted to a commissioned rank within the period of 2 years before the date of retirement (but is not a person to whom subparagraph (iii) applies); or
- (iii) the member was promoted to a rank (other than a commissioned rank) and to a commissioned rank within the period of 1 year before the date of retirement,

the salary of office the member would have received at the date of retirement if the member had not been so promoted.

Police Regulation (Superannuation) Amendment 1985

SCHEDULE 1—*continued*

AMENDMENTS TO THE POLICE REGULATION
(SUPERANNUATION) ACT 1906—*continued*

(b) Section 7AA (3) (a)—

Omit “, a Deputy Commissioner or an Assistant Commissioner”.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1985