



ANNO DECIMO QUINTO

ELIZABETHAE II REGINAE

A.D. 1966

No. 41 of 1966**An Act to amend the Superannuation Act, 1926-1965.***[Assented to 1st September, 1966.]*

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Superannuation Act Amendment Act, 1966".

(2) The Superannuation Act, 1926-1965, as amended by this Act, may be cited as the "Superannuation Act, 1926-1966".

(3) The Superannuation Act, 1926-1965, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

**Commence-
ment.**

3. (1) The amendment effected by paragraph (b) of section 5 of this Act shall come into operation on the day on which this Act is assented to.

(2) Except as provided by subsection (1) of this section, this Act shall come into force on a day to be fixed by the Governor by proclamation.

**Amendment of
principal Act,
s. 2—
Division of
Act.**

4. Section 2 of the principal Act is amended by inserting therein after the line "PART VIA.—Provisions Applicable on and after the first day of February, 1966." the line "PART VIB.—Optional Earlier Retirement."

5. Subsection (1) of section 3 of the principal Act is amended—

Amendment of
principal Act,
s. 3—
Interpretation.

(a) by inserting at the end of the definition of "the age of retirement" the following proviso :—

Provided that where an employee has made an election under section 75d of this Act, the age of retirement means the age determined in accordance with the provisions of that section. ;

(b) by inserting after the word "include" in the definition of "salary" therein the passage "payments of a temporary character," ;

and

(c) by inserting after the word "Australia" being the last word in the definition of "service" therein the words "and includes service under or employment by the Government of the Commonwealth or of any other State to the extent directed by the Public Service Commissioner pursuant to section 76 of the Public Service Act, 1936-1966, where such service or employment is continuous with service under or employment by the Government of South Australia".

6. The following heading and section are enacted and inserted in the principal Act immediately after Part VIA thereof :—

Enactment of
Part VIB of
principal Act—

PART VIB.

OPTIONAL EARLIER RETIREMENT.

75d. (1) An employee may at the time he becomes a contributor elect to make contributions in accordance with the appropriate rate in accordance with the Thirteenth and Fourteenth Schedules of this Act based upon a retiring age of sixty years if a male or fifty-five years if a female.

Provision for
retirement at
60 for males
and 55 for
females.

An employee who so elects and becomes a contributor shall be entitled upon retirement on attaining the age of sixty years if a male, or fifty-five years if a female, if he has been in the service for at least ten years, to receive a pension according to the number of units for which he was contributing at the time of his retirement.

(2) A contributor who is contributing or subsequently commences to contribute at a rate based upon a retiring age of sixty-five years if a male or sixty years if a female may elect at any time before he attains the age of sixty years if a male or fifty-five if a female to have his contributions adjusted to a rate based upon a retiring age of sixty years if a male or fifty-five years if a female. Where a contributor so elects the Board shall make such adjustments

and require such increased payments of contributions in respect of all the units being contributed for at that time as the actuary certifies to be necessary. Contributions for any additional units for which the contributor subsequently elects to contribute shall be at the appropriate rate in accordance with the Thirteenth and Fourteenth Schedules based upon a retiring age of sixty years if a male or fifty-five years if a female.

A contributor who so elects shall be entitled upon retirement on attaining the age of sixty years if a male or fifty-five years if a female if he has been in the service for at least ten years to receive a pension according to the number of units for which he was contributing at the time of his retirement.

(3) An employee who has made an election under the provisions of subsection (1) or subsection (2) of this section but does not retire upon attaining the age of sixty years if a male or fifty-five years if a female shall not thereafter be required to make any further contributions in respect of the units for which he had been contributing and shall not be entitled to receive any pension in respect of those units until retirement.

Such an employee who has not retired upon attaining the age of sixty years if a male or fifty-five years if a female may from time to time, subject to the provisions of subsection (1) of section 75c of this Act, elect to contribute for additional units at the appropriate rate based upon a retiring age of sixty-five years if a male or sixty years if a female and if he so elects the age of retirement in respect of such additional units of such employee shall be sixty-five years if a male or sixty years if a female.

The provisions of subsection (4) of this section shall apply in respect of the units for which the employee had previously made an election in accordance with subsection (1) or subsection (2) of this section.

(4) Where an employee who has made an election under the provisions of subsection (1) or subsection (2) of this section retires not less than one year after attaining the age of sixty years if a male or fifty-five years if a female, there shall be paid to him out of the Fund upon his retirement such amount as is determined by the Board on the advice of the actuary having regard to the length of the period during which his contributions have remained in the Fund and to the length of the period during which payment of the proportion of pension relative to those contributions has been postponed: Provided that if an employee who would otherwise have become entitled to a

payment in accordance with this subsection dies before retirement there shall be paid out of the Fund to his widow or to his personal representative, or failing them to such person or persons as the Board determines, the amount which would have been payable to the employee if he had retired immediately before his death.

(5) A contributor who has been in the service for at least ten years, who has been contributing at a rate based upon retirement at the age of sixty-five years if a male or sixty years if a female and who elects or is called upon to retire other than on the grounds of physical or mental incapacity to perform his duties on or after attaining the age of sixty years if a male, or fifty-five years if a female, may, prior to his retirement, contribute or enter into such arrangements to contribute as the Board approves, such amounts as the Board, on the advice of the actuary, considers appropriate to enable the payment to him on retirement of an amount of fortnightly pension in excess of that to which he is entitled pursuant to subsection (1) of section 41 of this Act, but so that the total amount of fortnightly pension shall not be greater than the fortnightly pension which would have been paid to him upon his retirement on attaining the age of sixty-five years if a male or sixty years if a female.

(6)—

(a) On and after the commencement of the Superannuation Act Amendment Act, 1966, the rate of contribution for each reserve unit of pension shall be in accordance with such of the Schedules XI, XII, XIII or XIV as is applicable.

(b) Where a contributor who is contributing for reserve units of pension in accordance with Schedule XI or Schedule XII subsequently makes an election under the provisions of subsection (2) of this section the rates of contribution payable for those reserve units of pension shall from and after such election be in accordance with Schedule XIII or Schedule XIV respectively. The said rates of contribution for each such reserve unit of pension shall be deemed to have been payable as from the day when the contributor first commenced to contribute for that unit and any arrears of contributions payable by virtue of this subsection shall be deducted from the salary of the contributor in such instalments and at such times as the Board fixes.

Enactment of
Schedules XIII
and XIV to
principal Act.

7. The following schedules are enacted and inserted in the principal Act immediately after Schedule XII thereto :—

SCHEDULE XIII.

RATES OF FORTNIGHTLY CONTRIBUTION TO BE PAID AS PROVIDED BY MALE MEMBERS BASED ON A RETIRING AGE OF 60

(The additional contribution required under Section 21 is incorporated in the rates provided in this Schedule.)

Age Next Birthday at Entry.	First \$8 Fortnightly Pension to Member : \$5.20 to Widow : \$8 to Each Child to Age 16.	Subsequent Increments \$2 Fortnightly Pension to Member : \$1.30 to Widow.
	\$	\$
16	0.34	0.07
17	0.35	0.08
18	0.37	0.08
19	0.39	0.09
20	0.41	0.09
21	0.43	0.10
22	0.45	0.10
23	0.47	0.11
24	0.50	0.11
25	0.52	0.12
26	0.55	0.13
27	0.58	0.13
28	0.62	0.14
29	0.65	0.15
30	0.69	0.16
31	0.72	0.17
32	0.77	0.18
33	0.81	0.19
34	0.86	0.20
35	0.91	0.21
36	0.96	0.23
37	1.02	0.24
38	1.09	0.26
39	1.16	0.28
40	1.25	0.30
41	1.35	0.32
42	1.45	0.35

SCHEDULE XIII—*continued*.

Age Next Birthday at Entry.	First \$8 Fortnightly Pension to Member : \$5.20 to Widow : \$8 to Each Child to Age 16.	Subsequent Increments \$2 Fortnightly Pension to Member : \$1.30 to Widow.
	\$	\$
43	1.56	0.37
44	1.69	0.41
45	1.83	0.44
46	1.99	0.48
47	2.18	0.53
48	2.40	0.59
49	2.67	0.65
50	2.97	0.73
51	3.35	0.83
52	3.83	0.94
53	4.44	1.10
54	5.26	1.30
55	6.41	1.59
56	8.13	2.02
57	11.00	2.74
58	16.80	4.18
59	34.32	8.55
60	35.03	8.73

SCHEDULE XIV.

RATES OF FORTNIGHTLY CONTRIBUTION TO BE PAID AS
PROVIDED BY FEMALE MEMBERS BASED ON A RETIRING
AGE OF 55.

(The additional contribution required under Section 21 is
incorporated in the rates provided in this schedule.)

Age Next Birthday at Entry	First \$8 Fortnightly Pension to Member.	Subsequent Increments \$2 Fortnightly Pension to Member.
	\$	\$
16	0.33	0.08
17	0.36	0.09
18	0.39	0.09
19	0.42	0.10
20	0.45	0.11
21	0.48	0.12
22	0.52	0.12
23	0.55	0.13
24	0.59	0.14
25	0.63	0.15
26	0.67	0.16
27	0.72	0.18
28	0.77	0.19
29	0.82	0.20
30	0.87	0.21
31	0.93	0.23
32	0.99	0.24
33	1.06	0.26
34	1.14	0.28
35	1.22	0.30
36	1.31	0.32
37	1.42	0.35
38	1.53	0.38
39	1.66	0.41
40	1.81	0.45
41	1.98	0.49
42	2.17	0.54
43	2.40	0.60
44	2.67	0.66
45	2.99	0.74
46	3.39	0.84

SCHEDULE XIV—*continued*.

Age Next Birthday at Entry.	First \$8 Fortnightly Pension to Member.	Subsequent Increments \$2 Fortnightly Pension to Member.
	\$	\$
47	3.88	0.97
48	4.52	1.13
49	5.37	1.34
50	6.56	1.64
51	8.36	2.08
52	11.35	2.83
53	17.35	4.33
54	35.54	8.88
55	37.25	9.31

In the name and on behalf of Her Majesty, I hereby
assent to this Bill.

EDRIC BASTYAN, Governor.