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ELIZABETHAE II REGINAE

A.D. 1960

No. 64 of 1960

An Act to make provision for the adjustment of the salaries of officers of the Public Service and teachers in certain circumstances.

[Assented to 24th November, 1960.]

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

Short title.

1. This Act may be cited as the "Salaries Adjustment (Public Service and Teachers) Act, 1960".

Commencement.

2. This Act shall be deemed to have come into operation on the sixth day of March, one thousand nine hundred and sixty.

Adjustment of salaries of officers and teachers.

3. (1) Whenever by any classification return made by the Public Service Board under the Public Service Act, 1936-1958, or by any award made by the Teachers Salaries Board under the Education Act, 1915-1958, the salary of any officer or teacher is increased, and by such classification return or award the increase is made retrospective to a date prior to the date when such classification return or award (as the case may be) comes into operation, then—

(a) if any such officer or teacher has retired during the period between the date to which the classification return or award is made retrospective and the date on which it comes into operation (which period is hereinafter referred to as the "interim period") he shall be entitled to be paid such increase of salary notwithstanding his retirement ;

(b) if any such officer or teacher has retired or died during the interim period and a direction has been given under section 76a of the Public Service Act, 1936-1958, or under section 18a of the Education Act, 1915-1958, that a cash payment in lieu of leave not taken be made to that officer or teacher, or his dependants or representatives, that direction shall, unless the Governor otherwise directs, authorize the payment of an amount calculated on the basis of the salary of the officer or teacher (as the case may be) as so increased;

(c) if any such officer has died and the Governor has directed, under subsection (8) of section 75 of the Public Service Act, 1936-1958, that an amount of salary be paid to the dependants or representatives of that officer, and the period in respect of which such salary is to be calculated falls wholly or partially within the interim period, the direction shall authorize the payment of an amount of salary which includes the increase made by the classification return.

(2) This section shall not apply to or in respect of any officer or teacher who resigns during the interim period.

4. For the purposes of this Act an officer or teacher shall be deemed to have retired if he has commenced his leave of absence under section 75 of the Public Service Act, 1936-1958, or section 18a of the Education Act, 1915-1958, as the case may be, and will reach the retiring age at or before the expiration of that leave of absence.

Officer or teacher reaching retiring age during long service leave.

5. (1) The Treasurer, out of the General Revenue of the State, may make any payments which it is necessary to make in order to give effect to this Act.

Appropriation.

(2) This Act, without further appropriation, shall be sufficient authority for making such payments.

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

J. M. NAPIER, Lieutenant-Governor.