



RETIREMENT BENEFITS (TRANSFERRED LIBRARY EMPLOYEES)

No. 22 of 1978

ANALYSIS

1. Short title.
2. Interpretation.
3. Right to elect to remain contributor to scheme under Division IV of Part VI of the *Local Government Act 1962*.

AN ACT to make provision for the retirement benefits of certain persons who are transferred to the employment of the Tasmanian Library Board as a consequence of an agreement under section 18 of the Libraries Act 1943.

[5 October 1978]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as the *Retirement Benefits (Transferred Library Employees) Act 1978*. Short title.

Interpretation.

2 In this Act, unless the contrary intention appears, "Board" means the Tasmanian Library Board constituted under the *Libraries Act 1943*.

Right to elect to remain contributor to scheme under Division IV of Part VI of *Local Government Act 1962*.

3—(1) Where by virtue of the operation of an agreement under section 18 of the *Libraries Act 1943* a person who was contributing to a scheme under Division IV of Part VI of the *Local Government Act 1962* becomes employed by the Board, he may, not later than one month from the date on which he becomes employed by the Board, elect to remain a contributor under that scheme, and if he so elects he shall be deemed not to have become an employee for the purposes of the *Retirement Benefits Act 1970*.

(2) Where a person elects to remain a contributor to a scheme referred to in subsection (1), that person, so long as he remains in the employment of the Board, shall be deemed for the purposes of Division IV of Part VI of the *Local Government Act 1962* and any scheme made under that Division to continue to remain employed in a permanent position in the service of a municipality and, in relation to that person, there shall be vested in the Board all rights, liabilities, and obligations of the municipality in respect of the period after which he becomes employed by the Board.

(3) Where a transferred person dies before the expiration of one month from the date on which he became a transferred person and that person had not at the date of his death left the employment of the Board, he shall be deemed to have made before his death an election under subsection (1).

(4) For the purposes of subsection (3), "transferred person" means a person who was contributing to a scheme referred to in subsection (1) and who by virtue of the operation of an agreement referred to in that subsection became employed by the Board.