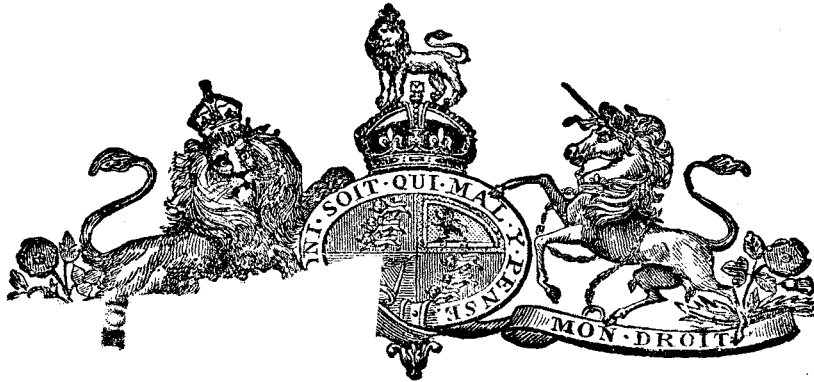


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c Servants.

A.D.  
1925.

[20 November, 1925.]

**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 Public Servants’ Retiring and Short title. Death Allowances Act, 1925.”

*Public Servants' Retiring and Death Allowances.*

A.D. 1925.

Interpretation

**2** In this Act—

“Public Servant” means a person employed in any position or capacity in the Public Service, but does not include—

- i. A judge of the Supreme Court : or
- ii. Any person remunerated by fees, allowances, or commission only : or
- iii. Any person who is not exclusively employed in the Public Service :

“Public Service” means the Public Service of the State, and includes any industry or undertaking carried on by or on behalf of the State.

Retiring allowances to public servants.

**3** There shall be paid by the Treasurer to every public servant who, after having continuously served as such for a period of four years or longer—

- i. Retires from the Public Service on account of sickness : or
- ii. Is compulsorily retired therefrom on account of—
  - (a) His age : or
  - (b) His position having been abolished : or
  - (c) His services having become unnecessary : or
- iii. Having reached the age of sixty years, voluntarily retires therefrom—

an allowance upon his retirement as follows :—

A In respect of the first four years of such service, one month's salary ; and

B In respect of any further period of such service, one week's salary for every full year of such further period, and a proportionate part of such one week's salary for any additional portion, less than a year, of such further period.

Proviso.

Provided, however, that the amount of the allowance to be paid to a public servant under this section shall not in any case exceed one year's salary.

Allowance on death of public servant.

**4--(1)** There shall be paid by the Treasurer in respect of every public servant who, after having continuously served as such for a period of two years or longer, dies while in the Public Service, an allowance upon his death as follows :—

- i. In respect of the first two years of such service, one month's salary ; and
- ii. In respect of any further period of such service, one week's salary for every full year of such further period, and in addition one week's salary for any additional portion, less than a year, of such further period.

To whom payable.

(2) The allowance payable under this section in respect of any public servant shall be paid by the Treasurer to the personal representative of such public servant, and the moneys constituting such allowance shall, except for the purposes of the Deceased Persons' Estates Duties Act, 1915, be deemed to form part of the personal estate of such public servant.

6 Geo. V. No. 66.

*Public Servants' Retiring and Death Allowances.*

**5** For the purpose of the application to, or in respect of, any public servant, of Section Three or Section Four of this Act, salary means the salary, wages, or other remuneration which such public servant was receiving at the time of his retirement or death (as the case may be).

A. D. 1925.

Meaning of "salary."

**6** Notwithstanding anything contained in this Act to the contrary, where any public servant has, on account of his having become subject to some physical defect or disability, been reduced to a lower position in the Public Service, and such reduction has involved a corresponding reduction in his salary, wages, or other remuneration, the allowance payable to or in respect of such public servant under this Act shall be calculated as follows :—

Special provisions in the case of a public servant whose salary has been reduced owing to physical defect or disability.

- i. In respect of the period elapsing between the commencement of his term of service and the time of such reduction, on the basis of the salary, wages, or other remuneration which such public servant was receiving at the time of such reduction : and
- ii. In respect of the balance of his term of service, on the basis of the salary, wages, or other remuneration which such public servant was receiving at the time of his retirement or death, as the case may be.

**7** Notwithstanding anything contained in this Act, the scales set forth in the Resolutions of the House of Assembly relating to Gratuities and Retiring Allowances, dated the Twelfth day of July, One thousand nine hundred, shall apply to any person who, on the Thirty-first day of December, One thousand nine hundred and three, held any of the offices mentioned in Section Three of the Parliamentary Privilege Act, 1898.

Act not to affect rights of certain officers.

62 Vict. No. 30.

**8** All moneys payable by the Treasurer under this Act shall be paid by him out of moneys to be provided by Parliament for that purpose out of the Consolidated Revenue.

Allowances to be paid out of Consolidated Revenue.

