

SUPERANNUATION (NO. 2).

No. 62 of 1951.

An Act to amend the *Superannuation Act 1922-1950*, as amended by the *Superannuation Act 1951*, and for other purposes.

[Assented to 11th December, 1951.]

BE it enacted by the King's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, for the purpose of appropriating the grant originated in the House of Representatives, as follows:—

Short title
and citation

1.—(1.) This Act may be cited as the *Superannuation Act (No. 2) 1951*.

(2.) Section one of the *Superannuation Act 1951* is amended by omitting sub-section (3.).

(3.) The *Superannuation Act 1922-1950**, as amended by the *Superannuation Act 1951†* and by this Act, may be cited as the *Superannuation Act 1922-1951*.

(4.) The *Superannuation Act 1947-1950‡*, as amended by this Act, may be cited as the *Superannuation Act 1947-1951*.

Commencement.

2. This Act shall come into operation on the day on which it receives the Royal Assent.

Increase of
certain
pensions.

3. Section thirty-one A of the *Superannuation Act 1947-1950* is repealed.

4. After section fifty-eight of the *Superannuation Act 1922-1950*, as amended by the *Superannuation Act 1951*, the following section is inserted in Division 4 of Part IV.:—

Increase in
certain
pensions.

“ 59.—(1.) The rate of pension payable to a person under either of the last two preceding sections (not being a pension for which contributions were made to a State Fund as defined by section sixty AN of this Act) shall, subject to the next succeeding sub-section, be increased—

(a) if the rate of the pension does not exceed Two hundred and sixty pounds per annum—by one-fifth;

(b) if the rate of the pension exceeds Two hundred and sixty pounds per annum but does not exceed Six hundred and fifty pounds per annum—by Fifty-two pounds per annum;

or

* Act No. 33, 1922, as amended by No. 45, 1924; No. 22, 1930; No. 10, 1931; No. 45, 1934; No. 28, 1937; No. 53, 1942; No. 18, 1943; No. 15, 1945; No. 30, 1945; No. 2, 1946; No. 1, 1947; No. 19, 1948; and No. 76, 1950.

† Act No. 49, 1951.

‡ Act No. 1, 1947, as amended by No. 10, 1948; and No. 76, 1950.

- (c) if the rate of the pension exceeds Six hundred and fifty pounds per annum but is less than Seven hundred and two pounds per annum—by such sum as will increase the rate of that pension to Seven hundred and two pounds per annum.

“(2.) The rate of pension payable to the widow of a person who, but for his death, would have been entitled to receive a pension under either of the last two preceding sections (not being a pension for which contributions were made to a State Fund as defined by section sixty AN of this Act) shall be increased—

- (a) if the rate of the pension does not exceed One hundred and thirty pounds per annum—by one-fifth ;
- (b) if the rate of the pension exceeds One hundred and thirty pounds per annum but does not exceed Three hundred and twenty-five pounds per annum—by Twenty-six pounds per annum ; or
- (c) if the rate of the pension exceeds Three hundred and twenty-five pounds per annum but is less than Three hundred and fifty-one pounds per annum—by such sum as will increase the rate of that pension to Three hundred and fifty-one pounds per annum.

“(3.) For the purposes of this section, the rate of pension payable under either of the last two preceding sections includes the amount of the increase in the pension effected by section thirty-one A of the *Superannuation Act 1948* or, in the case of a pension which becomes payable after the commencement of this section, the amount by which the rate of pension would have been increased under section thirty-one A of that Act if the pension had become payable immediately before the commencement of this section.

“(4.) The Commonwealth shall pay to the Superannuation Fund the amount of the increases of pensions effected by this section and the Consolidated Revenue Fund is appropriated accordingly.”.

5.—(1.) A person who, on or after the first day of October, One thousand nine hundred and fifty-one, and before the date of commencement of this Act, has received, or has been entitled to receive, a payment of a pension payable under section fifty-seven or fifty-eight of the *Superannuation Act 1922-1950* (not being a pension for which contributions were made to a State Fund as defined by section sixty AN of that Act) shall be paid an amount equal to the amount by which the amount of pension so paid is less than the amount of pension which would have been payable to that person if the increase in the rate of pension effected by this Act had been payable from and including the first day of October, One thousand nine hundred and fifty-one.

Retrospective payments.

(2.) Payments under this section are payable by the Commonwealth out of the Consolidated Revenue Fund, which is appropriated accordingly.