

incorporated in the Building Regulations by virtue of paragraph (c) of subsection (4) of section four hundred and twenty-five of the *Local Government Act 1962*; and

(e) provide that a reference—

- (i) to any rules, code, specification, or publication mentioned in that paragraph; or
- (ii) in any such rules, code, specification, or publication to any other such rules, code, specification, or publication,

shall be read as a reference to those rules or that code, specification, or publication as from time to time amended or replaced by the institution, organization, or person that issued it or them.

“(3) For the purpose of incorporation by reference in the regulations the Minister may approve and cause to be published as he may direct standard rules, specifications, and drawings.”.

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## SUPERANNUATION.

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No. 40 of 1965.

**AN ACT** to amend the *Superannuation Act 1938*, the *Superannuation Act 1957*, and the *Superannuation Act 1963*. [3 December 1965.]

**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—**(1) This Act may be cited as the *Superannuation Act 1965*.

Short title,  
citation, and  
commence-  
ment.

(2) The *Superannuation Act 1938*, as subsequently amended, is in this Act referred to as the Principal Act.

- (3) The several provisions of this Act—
- (a) that are specified in Part I of the schedule to this Act shall be deemed to have commenced on the first day of July 1964;
  - (b) that are specified in Part II of that schedule shall commence on the fourteenth day of February 1966; and
  - (c) that are specified in Part III of that schedule shall commence on the day on which the Governor assents to this Act.

Interpre-  
tation.

**2** Section three of the Principal Act is amended—

- (a) by inserting in subsection (1) thereof, after the definition of “the Fund”, the following definition:—
 

“‘the scale’ has the meaning assigned to that expression by section twenty;”;
- (b) by omitting from paragraph (a) of subsection (2) thereof the words “twenty-six pounds” and substituting therefor the words “twenty-seven pounds six shillings”;
- (c) by omitting from paragraph (b) thereof the words “twenty-six pounds” and substituting therefor the words “twenty-seven pounds six shillings”;
- (d) by omitting from sub-paragraph (i) of that paragraph the words “twenty-two pounds fifteen shillings” and substituting therefor the words “twenty-four pounds one shilling”;
- (e) by omitting from sub-paragraph (ii) of that paragraph the words “sixteen pounds five” and substituting therefor the words “seventeen pounds eleven”; and
- (f) by omitting from sub-paragraph (iii) of that paragraph the words “twenty-two pounds fifteen shillings” and substituting therefor the words “twenty-four pounds one shilling”.

Quinquennial  
Investigation  
of Fund.

- 3** Section six of the Principal Act is amended by omitting from subsection (3) thereof the words “three pounds ten shillings” and substituting therefor the words “three and one-half”.

Commence-  
ment and  
cessation of  
employees’  
contributions.

**4** Section eighteen of the Principal Act is amended—

- (a) by inserting in paragraph (b) of subsection (6) thereof, before the word “immediately”, the words “subject to subsection (6A) of this section,”; and
- (b) by inserting after that subsection the following subsection:—

“(6A) After the attainment by a contributor of the anniversary of his birth next preceding the attainment by him of the age for retirement, he is liable to continue to make fortnightly payments of contributions for all units for which

he is contributing at a rate equal to the sum of the rates of the contributions payable by him for those units immediately before that anniversary until he has completed payment of contributions for those units; but the amount of the last payment by a contributor (not being a contributor who ceases to be an employee before he has completed payment of his contributions) shall, if necessary, be reduced so that the amount of the payments made by the contributor does not exceed the amount of the contributions that the contributor would, but for this subsection, have been liable to pay."

**5** Section nineteen of the Principal Act is amended by omitting from paragraph (a) of subsection (3) thereof the word "four" and substituting therefor the word "two". Contributions, how and when paid.

**6**—(1) Section twenty of the Principal Act is amended by omitting the scale set forth therein and substituting therefor the following scale:— Scale of units.

"Where the annual salary of the employee—	The employee shall contribute the amount necessary to provide units of pension as under—	Per annum. \$
Does not exceed \$390 .....	Two units, equivalent to pension of .....	218.40
Exceeds \$390 but does not exceed .....	Three units, equivalent to pension of .....	327.60
Exceeds \$520 but does not exceed .....	Four units, equivalent to pension of .....	436.80
Exceeds \$650 but does not exceed .....	Five units, equivalent to pension of .....	533.00
Exceeds \$780 but does not exceed .....	Six units, equivalent to pension of .....	629.20
Exceeds \$910 but does not exceed .....	Seven units, equivalent to pension of .....	725.40
Exceeds \$1040 but does not exceed .....	Eight units, equivalent to pension of .....	821.60
Exceeds \$1170 but does not exceed .....	Nine units, equivalent to pension of .....	891.80
Exceeds \$1300 but does not exceed .....	Ten units, equivalent to pension of .....	962.00
Exceeds \$1430 but does not exceed .....	Eleven units, equivalent to pension of .....	1058.20
Exceeds \$1560 but does not exceed .....	Twelve units, equivalent to pension of .....	1154.40
Exceeds \$1690 but does not exceed .....	Thirteen units, equivalent to pension of .....	1250.60

Where the annual salary of the employee—	\$	The employee shall contribute the amount necessary to provide units of pension as under—	Per annum. \$
Exceeds \$1820 but does not exceed .....	1950	Fourteen units, equivalent to pension of .....	1346.80
Exceeds \$1950 but does not exceed .....	2080	Fifteen units, equivalent to pension of .....	1443.00
Exceeds \$2080 but does not exceed .....	2210	Sixteen units, equivalent to pension of .....	1539.20
Exceeds \$2210 but does not exceed .....	2340	Seventeen units, equivalent to pension of .....	1635.40
Exceeds \$2340 but does not exceed .....	2470	Eighteen units, equivalent to pension of .....	1731.60
Exceeds \$2470 but does not exceed .....	2600	Nineteen units, equivalent to pension of .....	1827.80
Exceeds \$2600 but does not exceed .....	2860	Twenty units, equivalent to pension of .....	1924.00
Exceeds \$2860 but does not exceed .....	3120	Twenty-one units, equiv- alent to pension of .....	2020.20
Exceeds \$3120 but does not exceed .....	3380	Twenty-two units, equiv- alent to pension of .....	2116.40
Exceeds \$3380 but does not exceed .....	3640	Twenty-three units, equiv- alent to pension of .....	2212.60
Exceeds \$3640 but does not exceed .....	3900	Twenty-four units, equiv- alent to pension of .....	2308.80
Exceeds \$3900 but does not exceed .....	4160	Twenty-five units, equiv- alent to pension of .....	2405.00
Exceeds \$4160 but does not exceed .....	4420	Twenty-six units, equivalent to pension of .....	2501.20
Exceeds \$4420 but does not exceed .....	4680	Twenty-seven units, equiv- alent to pension of .....	2597.40
Exceeds \$4680 but does not exceed .....	4940	Twenty-eight units, equiv- alent to pension of .....	2693.60
Exceeds \$4940 but does not exceed .....	5200	Twenty-nine units, equiv- alent to pension of .....	2789.80
Exceeds \$5200 but does not exceed .....	5460	Thirty units, equivalent to pension of .....	2886.00
Exceeds \$5460 but does not exceed .....	5720	Thirty-one units, equiv- alent to pension of .....	2982.20
Exceeds \$5720 but does not exceed .....	5980	Thirty-two units, equiv- alent to pension of .....	3078.40
Exceeds \$5980 but does not exceed .....	6240	Thirty-three units, equiv- alent to pension of .....	3174.60
Exceeds \$6240 but does not exceed .....	6500	Thirty-four units, equiv- alent to pension of .....	3270.80

Where the annual salary of the employee—	The employee shall contribute the amount necessary to provide units of pension as under—	Per annum. \$
\$ Exceeds \$6500 but does not exceed ..... 6760	Thirty-five units, equivalent to pension of .....	3367.00
Exceeds \$6760 but does not exceed ..... 7020	Thirty-six units, equivalent to pension of .....	3463.20
Exceeds \$7020 but does not exceed ..... 7280	Thirty-seven units, equivalent to pension of .....	3559.40
Exceeds \$7280 but does not exceed ..... 7540	Thirty-eight units, equivalent to pension of .....	3655.60
Exceeds \$7540 but does not exceed ..... 7800	Thirty-nine units, equivalent to pension of .....	3751.80
Exceeds \$7800 but does not exceed ..... 8060	Forty units, equivalent to pension of .....	3848.00
Exceeds \$8060 but does not exceed ..... 8320	Forty-one units, equivalent to pension of .....	3944.20
Exceeds \$8320 but does not exceed ..... 8580	Forty-two units, equivalent to pension of .....	4040.40
Exceeds \$8580 but does not exceed ..... 8840	Forty-three units, equivalent to pension of .....	4136.60
Exceeds \$8840 but does not exceed ..... 9100	Forty-four units, equivalent to pension of .....	4232.80
Exceeds \$9100 but does not exceed ..... 9360	Forty-five units, equivalent to pension of .....	4329.00
Exceeds \$9360 but does not exceed ..... 9620	Forty-six units, equivalent to pension of .....	4425.20
Exceeds \$9620 but does not exceed ..... 9880	Forty-seven units, equivalent to pension of .....	4521.40
Exceeds \$9880 .....	Forty-eight units, equivalent to pension of .....	4617.60.”.

(2) On and after the fourteenth day of February 1966, the number of units entered on or granted to an employee before that day under the scale as in force at the times when those units were respectively entered on or granted shall be reduced by one-half and, as so reduced, shall entitle the employee to a pension of the appropriate amount specified in relation thereto in the scale as in force by virtue of the amendment effected by subsection (1) of this section; and the Board shall make such entries and adjustments in the books and records of the Board as may be necessary to give effect to this subsection.

Units for which employees shall or may contribute.

**7** Section twenty-one of the Principal Act is amended—

- (a) by omitting from paragraph (a) of subsection (1) thereof the word “four” and substituting therefor the word “two”;
- (b) by omitting from paragraph (b) of that subsection the word “eight” and substituting therefor the word “four”;
- (c) by inserting after subsection (3B) thereof the following subsection:—

“(3C) Where a contributor who is entitled to exercise a right of election under subsection (3) of this section—

(a) through increase in salary comes into a higher salary group; and

(b) has not, at any time before the date on which the increase of salary becomes effective, elected pursuant to subsection (10) or subsection (11) of this section to contribute for any number of units less than the maximum number assigned by the scale to the salary group within which his salary fell immediately before that date,

that contributor shall be deemed to have elected to contribute for such additional number of units as will make his total number equal to the number assigned by the scale to that higher salary group unless, within the time allowed by subsection (11) of this section, he exercises the right of election conferred on him by that subsection.”;

- (d) by omitting from paragraph (a) of subsection (4) thereof the word “four” and substituting therefor the word “two”;
- (e) by omitting from sub-paragraph (i) of paragraph (b) thereof the words “four” and “eight” and substituting therefor respectively the words “two” and “four”;
- (f) by omitting from subsection (5) thereof the word “eight” and substituting therefor the word “four”;
- (g) by omitting from subsection (10) thereof the word “eight” and substituting therefor the word “four”.

Exemptions from contributions in certain cases.

**8** Section twenty-two of the Principal Act is amended by omitting therefrom the word “four” and substituting therefor the word “two”.

Reduction of contributions.

**9** Section twenty-three of the Principal Act is amended by omitting from subsection (6) thereof the word “eight” (twice occurring) and substituting therefor, in each case, the word “four”.

**10** Section twenty-four of the Principal Act is amended by omitting from subsection (2) thereof the word "eight" and substituting therefor the word "four".

Determina-  
tion of  
contributions  
by employees.

**11** Section twenty-five of the Principal Act is amended—

Tables of  
contributions.

(a) by omitting from paragraph (a) of subsection (2) thereof the words "Parts III and IV" and substituting therefor the words "Part III", and by omitting from that paragraph the words "first day of October 1946," and substituting therefor the words "fourteenth day of February 1966,"; and

(b) by omitting from paragraph (b) of that paragraph the words "Parts IIIA and IV" and substituting therefor the words "Part III", and by inserting in that paragraph, after the word "them", the words "on or after the fourteenth day of February 1966".

**12** Section twenty-six of the Principal Act is amended—

Contributions  
by the State.

(a) by omitting from paragraph (a) of subsection (1) thereof the words "equal to one-half of such pension" and substituting therefor the words "calculated in accordance with the provisions of subsection (1A) of this section";

(b) by inserting after that subsection the following subsection:—

"(1A) The contribution payable by the Treasurer pursuant to paragraph (a) of subsection (1) of this section shall be calculated—

(a) in respect of the first eight units, at the rate of nineteen pounds ten shillings a year in respect of each unit;

(b) in respect of such number of the remaining units as exceeds eight but does not exceed sixteen, at the rate of sixteen pounds five shillings a year in respect of each unit;

(c) in respect of such number of the remaining units as exceeds sixteen but does not exceed twenty, at the rate of nine pounds fifteen shillings a year in respect of each unit; and

(d) in respect of such number of the remaining units as exceeds twenty but does not exceed ninety-six, at the rate of sixteen pounds five shillings a year in respect of each unit.";

(c) by inserting after subsection (4) thereof the following subsections:—

"(4A) The Treasurer shall pay to the Fund a contribution in respect of each widow's pension

payable under Division II of Part V (not being a pension payable under subsection (3) of section thirty-three), calculated—

- (a) in respect of the first eight units, at the rate of fourteen pounds six shillings a year in respect of each unit;
- (b) in respect of such number of the remaining units as exceeds eight but does not exceed sixteen, at the rate of twelve pounds two shillings and eightpence a year in respect of each unit;
- (c) in respect of such number of the remaining units as exceeds sixteen but does not exceed twenty, at the rate of seven pounds sixteen shillings a year in respect of each unit; and
- (d) in respect of such number of the remaining units as exceeds twenty but does not exceed ninety-six, at the rate of twelve pounds two shillings and eightpence a year in respect of each unit.

“(4B) The Treasurer shall pay to the Fund a contribution in respect of every child’s pension paid from the Fund under Division III of Part V at the rate of—

- (a) thirty-nine pounds a year, in the case of a pension payable at the rate prescribed in subsection (1) of section thirty-seven; and
- (b) nineteen pounds ten shillings a year, in the case of a pension payable at the rate prescribed in subsection (3) of that section.”; and
- (d) by omitting from subsection (6) thereof the word “pounds”.

Full pension:  
When payable.

**13** Section twenty-eight of the Principal Act is amended—

- (a) by omitting from subsection (2) thereof the word “eight” (twice occurring) and substituting therefor, in each case, the word “four”; and
- (b) by adding at the end thereof the following subsection:—

“(4) For the purpose of determining the rate of pension to be paid to a person pursuant to subsection (2) of this section, each unit shall be treated as having the value that was assigned to it by this Act immediately before the passing of the *Superannuation Act 1965*.”

Qualified  
pension:  
When  
payable.

**14** Section twenty-nine of the Principal Act is amended by omitting from subsection (5) thereof the word “three” and substituting therefor the words “one and one-half”.



**15** Section thirty-two of the Principal Act is amended— Pension on retirement or death of certain officers during 1938.

(a) by omitting from subsection (1) thereof the word “eight” and substituting therefor the word “four”; and

(b) by adding at the end of that section the following subsection:—

“(3) For the purpose of determining the rate of pension to be paid to a person pursuant to this section, each unit shall be treated as having the value that was assigned to it by this Act immediately before the passing of the *Superannuation Act 1965*.”.

**16** Section thirty-three of the Principal Act is amended— Widows' pensions.

(a) by omitting from subsection (2) thereof the words “two units” and substituting therefor the words “one unit”;

(b) by omitting from subsection (3) thereof the word “four” and substituting therefor the word “two”, and by omitting from that subsection the word “eight” and substituting therefor the word “four”; and

(c) by inserting after that subsection the following subsection:—

“(3A) For the purpose of determining the rate of pension to be paid to a person pursuant to subsection (3) of this section, each unit shall be treated as having the value that was assigned to it by this Act immediately before the passing of the *Superannuation Act 1965*.”.

**17** Section thirty-seven of the Principal Act is amended— Amount of pension.

(a) by omitting from subsection (1) thereof the words “one pound per week” and substituting therefor the words “sixty-five pounds a year”; and

(b) by omitting from subsection (3) thereof the words “ten shillings per week” and substituting therefor the words “thirty-two pounds ten shillings a year”.

**18** Section thirty-nine of the Principal Act is amended by omitting from subsection (1) thereof the word “four” and substituting therefor the word “two”. Miscellaneous provisions.

**19** Section forty-two c of the Principal Act is amended by omitting from subsection (5) thereof the word “eight” and substituting therefor the word “four”. Rights and obligations of persons to whom Part VA applies.

**20** Section forty-nine of the Principal Act is amended by omitting from the definition of “existing fund” the word “at” and substituting therefor the word “as”. Interpretation.

Right of employees to transfer existing policies to Board in trust.

**21** Section fifty-five of the Principal Act is amended by omitting from subsection (2) thereof the word "pounds".

The first schedule.

**22—(1)** The first schedule to the Principal Act is amended by omitting Parts III, IIIA, and IV thereof and substituting therefor the following Part:—

"PART III.

"RATES OF CONTRIBUTION TO BE PAID BY CONTRIBUTORS.

Age next birthday when unit entered upon or granted.	Male contributors.		Female contributors.
	Rates of fortnightly contributions based on a retiring age of 65 years—Per unit of pension.	Rates of fortnightly contributions based on a retiring age of 60 years—Per unit of pension.	Rates of fortnightly contributions based on a retiring age of 60 years—Per unit of pension.
	\$	\$	\$
16 .....	0.09	0.12	0.13
17 .....	0.10	0.12	0.14
18 .....	0.10	0.13	0.15
19 .....	0.11	0.14	0.16
20 .....	0.12	0.15	0.17
21 .....	0.12	0.16	0.18
22 .....	0.13	0.17	0.19
23 .....	0.14	0.18	0.20
24 .....	0.15	0.19	0.20
25 .....	0.15	0.20	0.21
26 .....	0.16	0.22	0.22
27 .....	0.17	0.23	0.23
28 .....	0.18	0.24	0.24
29 .....	0.19	0.26	0.26
30 .....	0.20	0.27	0.27
31 .....	0.21	0.29	0.29
32 .....	0.22	0.31	0.31
33 .....	0.23	0.33	0.33
34 .....	0.25	0.35	0.35
35 .....	0.26	0.37	0.37
36 .....	0.28	0.40	0.40
37 .....	0.29	0.42	0.43
38 .....	0.31	0.45	0.46
39 .....	0.33	0.49	0.49
40 .....	0.35	0.53	0.53
41 .....	0.37	0.57	0.57
42 .....	0.40	0.61	0.62
43 .....	0.43	0.66	0.67
44 .....	0.46	0.72	0.73
45 .....	0.49	0.78	0.80
46 .....	0.53	0.86	0.88
47 .....	0.57	0.95	0.96
48 .....	0.62	1.05	1.07
49 .....	0.67	1.17	1.20
50 .....	0.73	1.31	1.34
51 .....	0.80	1.49	1.52
52 .....	0.88	1.71	1.75
53 .....	0.97	2.00	2.04
54 .....	1.08	2.38	2.42
55 .....	1.22	2.92	2.96
56 .....	1.38	3.71	3.77
57 .....	1.58	5.04	5.11
58 .....	1.84	7.67	7.77

Age next birthday when unit entered upon or granted.	Male contributors.		Female contributors.
	Rates of fortnightly contributions based on a retiring age of 65 years—Per unit of pension.	Rates of fortnightly contributions based on a retiring age of 60 years—Per unit of pension.	Rates of fortnightly contributions based on a retiring age of 60 years—Per unit of pension.
	\$	\$	\$
59 .....	2.19	15.41	15.59
60 .....	2.66	16.61	16.66."
61 .....	3.38	....	....
62 .....	4.56	....	....
63 .....	6.91	....	....
64 .....	13.81	....	....
65 .....	14.83	....	....

(2) The contributions to be made by an employee in respect of any units entered on or granted to him on or after the first day of October 1946 but before the fourteenth day of February 1966 shall, on and after the last-mentioned day, be calculated at the appropriate rate for age specified in the table of contributions set forth in Part III of the first schedule to the Principal Act (being the Part so numbered that is added by subsection (1) of this section) as if that table had been in force on the respective dates on which those units were entered on or granted, and the Board shall make such entries and adjustments in the books and records of the Board as may be necessary to give effect to this subsection.

**23**—(1) Section three of the Principal Act (as amended by the foregoing provisions of this Act) is further amended by omitting subsection (2) thereof and substituting therefor the following subsection:—

Consequential amendments of the Principal Act to operate upon the adoption of decimal currency.

“(2) For the purposes of this Act, the unit of pension is—

- (a) where the number of units of pension does not exceed four, the sum of one hundred and nine dollars twenty cents a year in respect of each of those units; or
- (b) where the number of units of pension exceeds four, the sum of one hundred and nine dollars twenty cents a year in respect of each of the first four units of pension, and—
  - (i) the sum of ninety-six dollars twenty cents a year in respect of each of such number of the remaining units as does not exceed eight;
  - (ii) the sum of seventy dollars twenty cents a year in respect of each of such number of the remaining units as exceeds eight but does not exceed ten; and
  - (iii) the sum of ninety-six dollars twenty cents a year in respect of each of such number of the remaining units as exceeds ten.”.

(2) Section twenty-six of the Principal Act (as amended by the foregoing provisions of this Act) is further amended—

(a) by omitting subsection (1A) thereof (being the subsection so numbered that is inserted by paragraph (b) of section twelve of this Act) and substituting therefor the following subsection:—

“(1A) The contribution payable by the Treasurer pursuant to paragraph (a) of subsection (1) of this section shall be calculated—

- (a) in respect of the first four units, at the rate of seventy-eight dollars a year in respect of each unit;
  - (b) in respect of such number of the remaining units as exceeds four but does not exceed eight, at the rate of sixty-five dollars a year in respect of each unit;
  - (c) in respect of such number of the remaining units as exceeds eight but does not exceed ten, at the rate of thirty-nine dollars a year in respect of each unit; and
  - (d) in respect of such number of the remaining units as exceeds ten but does not exceed forty-eight, at the rate of sixty-five dollars a year in respect of each unit.”; and
- (b) by omitting subsection (4A) thereof (being the subsection so numbered that is inserted by paragraph (c) of section twelve of this Act) and substituting therefor the following subsection:—

“(4A) The Treasurer shall pay to the Fund a contribution in respect of each widow’s pension payable under Division II of Part V (not being a pension payable under subsection (3) of section thirty-three), calculated—

- (a) in respect of the first four units, at the rate of fifty-seven dollars twenty cents a year in respect of each unit;
- (b) in respect of such number of the remaining units as exceeds four but does not exceed eight, at the rate of forty-eight dollars fifty-three cents a year, in respect of each unit;
- (c) in respect of such number of the remaining units as exceeds eight but does not exceed ten, at the rate of thirty-one dollars twenty cents a year in respect of each unit; and
- (d) in respect of such number of the remaining units as exceeds ten but does not exceed forty-eight, at the rate of forty-eight dollars fifty-three cents a year in respect of each unit.”.

**24**—(1) Section eight of the *Superannuation Act 1957* is amended by omitting from subsection (7) thereof the word “ten” and substituting therefor the word “five”.

Amendments  
of the  
*Superannua-  
tion Act*  
1957.

(2) The second schedule to the *Superannuation Act 1957* is amended by omitting from Part II of that schedule the word “before” (where occurring before the words “the first day of January 1963” and the words “the first day of January 1964”) and substituting therefor, in each case, the word “after”.

**25** Section two of the *Superannuation Act 1963* is amended by omitting from paragraph (b) thereof the word “in” (first occurring) and substituting therefor the word “after”.

Amendment  
of the  
*Superannua-  
tion Act*  
1963.

**26**—(1) Every pension—

- (a) that was in force under the Principal Act on the first day of July 1964 or for which any person was then eligible pursuant to that Act; or
- (b) that became payable under that Act, or for which a person became eligible pursuant to that Act, at any time after that day but before the appointed day,

Alteration in  
rates of  
certain  
pensions.

is payable on and after the first day of July 1964 or, as the case may be, the later day on which it first became payable, at the appropriate rate for the number of units comprising that pension as prescribed in subsection (2) of section three of that Act (as amended by section two of this Act).

(2) Where—

- (a) on the first day of July 1964 a person was in receipt of a pension under the Principal Act, or a person became eligible for a pension under that Act at any time after that day but before the appointed day; and
- (b) on the appointed day that person is no longer in receipt of that pension,

the rate of that pension shall be deemed to have been payable during the period commencing on the first day of July 1964 (or, as the case may be, on the later day on which it first became payable) and ending on the day on which that person ceased to be in receipt of that pension at the appropriate rate for the number of units comprising the pension calculated according to the values of those units as prescribed in subsection (2) of section three of that Act (as amended by section two of this Act).

(3) The Board shall make such adjustments and payments as may be necessary to give effect to the foregoing provisions of this section.

(4) In this section, "the appointed day" means the day on which this section commences.

How cost of increases in certain pensions is to be borne.

**27**—(1) The cost of an increase in the rate of any pension payable under section twenty-nine of the Principal Act that is effected by the operation of the amendments of that Act made by this Act shall be borne, as to the prescribed proportion thereof, by the Fund.

(2) For the purposes of subsection (1) of this section, the prescribed proportion is a proportion calculated in accordance with such of the formulae set out in subsections (3) and (4) of this section as is appropriate.

(3) In the case of a pension under section twenty-nine of the Principal Act other than a pension payable to the widow of a contributor, the prescribed proportion shall be calculated in accordance with the formula—

$$F = \frac{A}{N} \times I \times U,$$

where—

F represents the proportion to be borne by the Fund;

A represents the yearly amount of the pension as at the first day of July 1964 (or, if it first became payable to the contributor after that day, as at the date when it first became payable), less the appropriate percentage (if any) specified in relation to the pension in Part II of the second schedule to the *Superannuation Act 1957*;

N represents the yearly amount of the pension that would have been payable to the contributor—

(a) on the first day of July 1964, if he had attained the age for retirement immediately before that day; or

(b) if pension first became payable to the contributor after that day on the date on which it first became payable, if he had attained the age for retirement immediately before that date;

I represents the sum of one pound six shillings; and

U represents the number of units comprising the pension.

(4) In the case of a pension payable under section twenty-nine of the Principal Act to the widow of a contributor, the prescribed proportion shall be calculated in accordance with the formula—

$$F = \frac{A}{N} \times I \times U,$$

where—

F represents the proportion to be borne by the Fund;

A represents the yearly amount of the pension payable to the contributor as at the first day of July 1964 (or, if it first became payable to

the contributor after that day, as at the date when it first became payable), less the appropriate percentage (if any) specified in relation to the pension in Part II of the second schedule to the *Superannuation Act 1957*;

N represents the yearly amount of the pension that would have been payable to the contributor—

(a) on the first day of July 1964, if he had attained the age for retirement immediately before that day; or

(b) if pension first became payable to the contributor after that day, on the date on which it first became payable, if he had attained the age for retirement immediately before that date;

I represents the sum of thirteen shillings; and

U represents the number of units comprising the pension.

(5) For the purposes of section twenty-six of the Principal Act—

(a) the Treasurer; and

(b) every State instrumentality or authority by whom or by which the salary of an employee is payable (not being a salary that is payable out of the Consolidated Revenue),

shall pay to the Fund in each year in respect of an increase in the rate of any pension payable under section twenty-nine of that Act effected by the operation of the amendments of that Act made by this Act an amount equal to the difference between the total amount of the increased pension payable in that year and the proportion thereof that, by virtue of the foregoing provisions of this section, is to be borne by the Fund.

(6) Notwithstanding anything in the Principal Act, in the case of a widow's pension payable under Division II of Part V of that Act in respect of units entered upon or granted before the first day of October 1946 (not being a widow's pension payable under subsection (3) of section thirty-three of that Act), the contributions to be made by the Treasurer to the Fund towards defraying the cost of the increase in the rate of the pension effected by the operation of the amendments of the Principal Act made by this Act shall not exceed the sum of four shillings and fourpence a year in respect of each unit.

(7) On and after the fourteenth day of February 1966, subsection (6) of this section shall have effect as if the words "four shillings and fourpence" were omitted therefrom and the words "forty-three cents" were substituted therefor.

(8) The cost of the increase in the rate of a pension payable to a contributor under the Principal Act that is effected by the operation of the amendments of that Act made by this Act, so far as that pension is payable in respect of units entered on or granted to the contributor before the first day of October 1946, shall be borne by the Fund.

## THE SCHEDULE.

(Section 1 (3).)

## DATES OF COMMENCEMENT OF THE PROVISIONS OF THIS ACT.

*Part I—Provisions deemed to have commenced on the first day of July 1964.*

Paragraphs (b), (c), (d), (e), and (f) of section 2.  
Paragraphs (a), (b), and (c) of section 12.  
Section 17.

*Part II—Provisions to commence on the fourteenth day of February 1966.*

Section 3.  
Section 5.  
Section 6.  
Paragraphs (a), (b), (d), (e), (f), and (g) of section 7.  
Section 8.  
Section 9.  
Section 10.  
Section 11.  
Paragraph (d) of section 12.  
Paragraph (a) of section 13.  
Section 14.  
Paragraph (a) of section 15.  
Paragraphs (a) and (b) of section 16.  
Section 18.  
Section 19.  
Section 21.  
Section 22.  
Section 23.  
Subsection (1) of section 24.

*Part III—Provisions to commence on the day on which the Governor assents to this Act.*

Section 1.  
Paragraph (a) of section 2.  
Section 4.  
Paragraph (c) of section 7.  
Paragraph (b) of section 13.  
Paragraph (b) of section 15.  
Paragraph (c) of section 16.  
Section 20.  
Subsection (2) of section 24.  
Section 25.  
Section 26.  
Section 27.

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**FISHERIES.**


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**No. 41 of 1965.****AN ACT to amend the *Fisheries Act 1959.***

[3 December 1965.]

**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—(1)** This Act may be cited as the *Fisheries Act 1965.*

(2) The *Fisheries Act 1959*, as subsequently amended, is in this Act referred to as the *Principal Act.*