

HOSPITALS SUPERANNUATION (AMENDMENT) BILL 1977

NOTES ON CLAUSES.

Clause 1 of the Bill contains the Short Title, the reference to the Principal Act (which is the *Hospitals Superannuation Act 1965*) and the Commencement provisions.

The Act will commence upon receipt of Royal Assent.

Clause 2 amends Section 35A of the Principal Act to adjust the interpretation of "Pension contributor" and to provide for the amendment of the Section to apply from the commencement of Section 5 of the *Hospitals Superannuation (Amendment) Act 1976*.

Clause 3 inserts a new Section 35 SA into the Principal Act to apply Part IIIA. of the Act to persons who become a contributor between 1 January 1977 and 30 June, 1977.

Clause 4 amends Section 35ZF of the Principal Act with respect to the recognition of past service with a participating institution.

Clause 5 (a) inserts a new Section 35 zFA into the Principal Act to make it clear that a person who, at the commencement of Section 5 of the *Hospitals Superannuation (Amendment) Act 1976*—

- (i) was employed by a participating institution ;
- (ii) had ceased to be a contributor because he had become 65 years of age ;
- (iii) had since attaining that age been continuously employed by a participating institution ; and
- (iv) had not claimed a benefit under the Act—

was eligible as at 1 January 1977 to contribute to the new pension scheme.

(b) inserts a new Section 35ZFB into the Principal Act directing the Board as to the method of calculation of the period of employment of a person by a participating institution for the purposes of the Act.

(c) inserts a new Section 35ZFC into the Principal Act authorizing and directing the Board and every participating institution to do all such things as are necessary to give effect to the Principal Act as amended.

(d) inserts a new Section 35ZFD into the Principal Act to validate all things which may have been done by the Board or a participating institution under the *Hospitals Superannuation (Amendment) Act 1976* in the belief that that Act enabled those things to be done.

Clause 6 amends Section 35J (1) of the Principal Act by inserting the word "pension" before the word "contributor" where second occurring.

This is to ensure that the reference to "contributor" in this Section is not confused with the reference to "contributor" under the Old Scheme.