



ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

No. 16 of 1979

An Act to amend the Superannuation Act, 1974-1978.

[Assented to 8th March, 1979]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the “Superannuation Act Amendment Act, 1979”.

(2) The Superannuation Act, 1974-1978, is hereinafter referred to as “the principal Act”.

(3) The principal Act, as amended by this Act, may be cited as the “Superannuation Act, 1974-1979”.

Amendment of
principal Act,
s. 98—
Adjustment of
pensions.

2. Section 98 of the principal Act is amended—

(a) by striking out from subsection (6) the passage “subsection (7) of”;

and

(b) by inserting after subsection (8) the following subsections:—

(9) Where, in the opinion of the Board, a pensioner would be prejudicially affected by an increase in his pension under subsection (6) of this section, the Board may determine—

(a) that the pensioner receive no increase in pension under that subsection;

or

(b) that the pensioner receive a lesser increase in pension than that provided by that subsection,

and the determination shall have effect in accordance with its terms.

(10) The Board may revoke a determination under subsection (9) of this section and, in that event, the amount of the pension to which the determination related shall, as from the date of the revocation, be the same as if no determination had been made.

(11) Where a determination is made under subsection (9) of this section in relation to a pension, the effect of the determination shall, for the purposes of calculating any other pension (with the exception of any benefit payable under section 81 of this Act), be disregarded.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor