



ANNO DECIMO NONO

ELIZABETHAE II REGINAE

A.D. 1970

No. 58 of 1970

An Act to amend the Supreme Court Act, 1935-1970.

[Assented to 10th December, 1970.]

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 "Supreme Court Act Amendment Act (No. 3), 1970".

(2) The Supreme Court Act, 1935-1970, as amended by this Act, may be cited as the "Supreme Court Act, 1935-1970."

(3) The Supreme Court Act, 1935-1970, is hereinafter referred to as "the principal Act".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of
principal Act,
s. 13e—
Benefits to
contributors.

3. Section 13e of the principal Act is amended—

(a) by striking out from subsection (2) the passage "the widow of a deceased judge" and inserting in lieu thereof the passage "a widow";

and

(b) by inserting after subsection (2) the following subsection:—

(3) Notwithstanding any other provision of this Act, any pension payable in accordance with this Act to the widow of a retired judge referred to in subsection (2) of this section shall be increased from the day on which that pension was first payable by such amount as is necessary to raise it to a rate of three thousand one hundred and twenty-five dollars per annum.

4. The following section is enacted and inserted in the principal Act immediately after section 13eb thereof:—

Enactment of
s. 13ec of
principal Act—
Supplemen-
tation of
certain
pensions.

13ec. (1) In this section, “determination day” in relation to—

(a) a pension payable to a retired judge, means the day upon which that pension first became payable;

(b) a pension payable to the widow of a deceased retired judge, means the determination day of the pension that was payable to that deceased retired judge;

and

(c) a pension payable to the widow of a deceased judge, means the day on which that pension first became payable.

(2) Every pension under this Act having a determination day—

(a) that occurred before the first day of July, 1967, shall be increased by eight and one-quarter per cent;

and

(b) that occurred during the period commencing on and including the first day of July, 1967, and concluding on and including the thirty-first day of October, 1969, shall be increased by three per cent.

(3) Where a pension referred to in subsection (2) of this section was payable before the commencement of the Supreme Court Act Amendment Act (No. 3), 1970, the increase provided for by that subsection shall be payable on and from that commencement.

(4) Where a pension referred to in subsection (2) of this section was not payable before the commencement of the Supreme Court Act Amendment Act (No. 3), 1970, the increase provided for in that subsection shall be payable on and from the day upon which that pension first becomes payable.

5. Section 62b of the principal Act is amended by inserting in subsection (1) after the passage “Supreme Court Act Amendment Act” the passage “(No. 3)”.

Amendment of
principal Act,
s. 62b—
Transitional
provisions.

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

J. W. HARRISON, Governor.