

(b) the conveyance of that person to any such place for the purpose of receiving that treatment, he may recover, as a debt due to the Crown, the whole, or such part as he considers reasonable in the circumstances, of the sums so paid.

“(2) Any sums that may be recovered under this section may be recovered from—

- (a) in any case, the patient;
- (b) where the patient is a married woman not separated from her husband, her husband; or
- (c) where the patient is a minor, either or both of his parents.

“(3) In determining the sums that are to be recovered from any person under this section the Minister shall have regard to the means of that person and to all the circumstances of the case.

“(4) In any case in which he considers it just so to do, the Minister may remit the payment of any sums otherwise recoverable under this section.

“(5) For the purpose of exercising his powers and duties under subsection (3) or subsection (4) of this section in respect of any person the Minister may require that person to furnish to him such particulars with regard to his means as the Minister may require, and if that person fails to comply with the requirement or, in complying with that requirement, furnishes any particulars that are false he is guilty of an offence and liable to a penalty of one hundred dollars.

“(6) In this section ‘treatment’, when used in relation to a patient, means maintenance, treatment, or assistance of a kind that a board is authorized to provide in this State.”

SUPERANNUATION.

No. 59 of 1967.

AN ACT to amend the *Superannuation Act 1938*.
[7 December 1967.]

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:—

Short title
and citation.

1—(1) This Act may be cited as the *Superannuation Act 1967*.

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

2 Section three of the Principal Act is amended by inserting after subsection (3) thereof the following subsections:— Interpretation.

“(4) For the purposes of this Act, when a person (not being a person to whom subsection (3) of this section applies) is appointed on probation to a permanent office or position in the service of the State, or of a State instrumentality, or of a public hospital, that person shall, during the period of probation, be deemed to be an employee and eligible or required, as the case may be, to make contributions to the Fund.

“(5) Subsection (4) of this section has effect notwithstanding anything in any other Act prescribing or regulating the making of contributions to the Fund by employees to whom that Act applies.”.

3 Section twenty of the Principal Act is amended— Scale of units.

(a) by adding at the end of the scale set forth in that section the following items:—

<p>“ Exceeds \$9880, but does not exceed \$10140</p> <p>“ Exceeds \$10140, but does not exceed \$10400</p> <p>“ Exceeds \$10400, but does not exceed \$10660</p> <p>“ Exceeds \$10660, but does not exceed \$10920</p> <p>“ Exceeds \$10920, but does not exceed \$11180</p> <p>“ Exceeds \$11180, but does not exceed \$11440</p> <p>“ Exceeds \$11440, but does not exceed \$11700</p> <p>“ Exceeds \$11700, but does not exceed \$11960</p> <p>“ Exceeds \$11960, but does not exceed \$12220</p> <p>“ Exceeds \$12220, but does not exceed \$12480</p> <p>“ Exceeds \$12480, but does not exceed \$12740</p> <p>“ Exceeds \$12740, but does not exceed \$13000</p> <p>“ Exceeds \$13000, but does not exceed \$13260</p> <p>“ Exceeds \$13260</p>	<p>Forty-eight units, equivalent to pension of \$4617.60</p> <p>Forty-nine units, equivalent to pension of \$4713.80</p> <p>Fifty units, equivalent to pension of \$4810.00</p> <p>Fifty-one units, equivalent to pension of \$4906.20</p> <p>Fifty-two units, equivalent to pension of \$5002.40</p> <p>Fifty-three units, equivalent to pension of \$5098.60</p> <p>Fifty-four units, equivalent to pension of \$5194.80</p> <p>Fifty-five units, equivalent to pension of \$5291.00</p> <p>Fifty-six units, equivalent to pension of \$5387.20</p> <p>Fifty-seven units, equivalent to pension of \$5483.40</p> <p>Fifty-eight units, equivalent to pension of \$5579.60</p> <p>Fifty-nine units, equivalent to pension of \$5675.80</p> <p>Sixty units, equivalent to pension of \$5772.00</p> <p>The appropriate number of units referred to in subsection (2) of this section.”; and</p>
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(b) by adding at the end of that section the following subsections:—

“(2) Where the annual salary of an employee exceeds \$13,260, the contribution of the employee shall be in respect of—

(a) sixty units; or

(b) such greater number of units (if any) as is specified in a scale prescribed pursuant to subsection (3) of this section.

“(3) The Governor may, by order, prescribe—

- (a) a scale by reference to which the number of units in respect of which contributions to be made by an employee whose annual salary exceeds \$13,260 shall be calculated (being a scale providing for the making of contributions in respect of one unit for each \$260 by which the employee's annual salary exceeds \$13,260); and
- (b) the maximum number of units in respect of which, irrespective of the amount of his annual salary, the contributions of such an employee shall be made.”.

Contributions
by the State.

4 Section twenty-six of the Principal Act is amended—

- (a) by omitting from paragraph (d) of subsection (1A) thereof the words “but does not exceed forty-eight”; and
- (b) by omitting from paragraph (d) of subsection (4A) thereof the words “but does not exceed forty-eight”.

Commence-
ment and
cessation of
payments.

5 Section thirty-six of the Principal Act is amended—

- (a) by inserting in paragraph (a) thereof, after the word “child”, the words “(not being a child to whom subsection (2) of this section applies)”; and
- (b) by adding at the end of that section the following subsection:—
 - “(2) In the case of a child who is receiving full-time education at a school, college, or university the child's pension ceases to be payable—
 - (a) where the child attains the age of twenty-one years; or
 - (b) when the child ceases to receive full-time education at a school, college, or university,
 whichever first happens.”.

Subscribers
to existing
funds to
have choice
of benefits.

6 Section fifty of the Principal Act is amended by omitting from sub-paragraph (ii) of paragraph (b) of subsection (1) thereof the words “, appointed by such existing board,”.

Payment
of benefits.

7 Section sixty-nine of the Principal Act is amended—

- (a) by inserting in subsection (2) thereof, after the words “excess payment”, the words “, or may write off the whole or any part thereof,”; and

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

“(3) Where a person has received any payment under this Act and it is subsequently discovered that by reason of any mistake the amount of the payment is in excess of the amount properly payable to that person the Board, in its discretion, may write off the whole or any part of the excess amount so paid if it is satisfied that the excess amount or that part is irrecoverable or that the enforcement of the repayment by that person of the excess amount or that part would impose undue hardship on that person or would, in all the circumstances of the case, be inequitable.”.

8—(1) Where—

Transitory provisions.

- (a) before the date of the commencement of this Act a child's pension ceased to be payable by reason of the child attaining the age of sixteen years; and

(b) the child—

- (i) before that date became a full-time student at a school, college, or university and is such a student on that date; or
- (ii) on or after that date becomes such a student,

pension under Division III of Part V of the Principal Act is payable in respect of that child from and including the appropriate date specified in subsection (2) of this section, and ceases to be payable as provided in section thirty-six of that Act.

- (2) A pension that is payable in respect of a child by virtue of this section is payable from and including—

- (a) the date of the commencement of this Act, in a case to which sub-paragraph (i) of paragraph (b) of subsection (1) of this section relates; or
- (b) the date on which the child becomes a full-time student at a school, college, or university, in a case to which sub-paragraph (ii) of that paragraph relates.

9—(1) Every pension under the Principal Act payable to a person who was a contributor or to the widow of a person who was a contributor, and every pension payable under Division III of Part V of that Act, being a pension—

Alteration of rates of certain pensions.

- (a) that is in force under that Act on the first day of December 1967, or for which a person is then eligible pursuant to that Act; or

- (b) that becomes payable under that Act, or for which a person becomes eligible pursuant to that Act, on any later day,

is payable on and after the first day of December 1967, or, as the case may be, on and after that later day, until the first day of January 1969 at a rate calculated by adding the prescribed sum to the rate at which, but for this section, that pension would have been payable.

(2) For the purposes of this section the prescribed sum is—

- (a) in the case of a pension under Division I of Part V of the Principal Act, the sum of one hundred and four dollars a year;
- (b) in the case of a pension under Division II of that Part, the sum of sixty-nine dollars thirty-three cents a year; and
- (c) in the case of a pension under Division III of that Part the sum of twenty-six dollars a year.

Treasurer, &c., to pay to the Fund amounts necessary to give effect to increased rates of pension.

10 For the purposes of section twenty-six of the Principal Act—

- (a) the Treasurer; and
- (b) every State instrumentality or authority by which the salary of a person to whom or to whose widow a pension to which section nine relates is payable was paid immediately before his retirement or death (not being a salary that was payable out of the Consolidated Revenue),

shall pay to the Superannuation Fund all such amounts as are necessary to give effect to the alterations to the rates of pension effected by section nine of this Act.

Right of election to contribute for increased number of units.

11—(1) Where, immediately before the date of the commencement of this Act, a contributor was contributing for the maximum number of units of pension for which he was eligible or required to contribute, he may, within three months after that date, elect to increase the amount of his contribution to a sum that will provide units of pension not exceeding the number specified in the second column of the scale set forth in section twenty of the Principal Act (as amended by this Act) opposite to the salary group in which his salary fell on that date.

(2) Where, immediately before the date on which an order under subsection (3) of section twenty of the Principal Act takes effect, an employee is contributing for the maximum number of units for which he is then eligible or required to contribute, he may, within three months after that date, elect to increase the amount of his contribution to a sum that will provide units of pension not exceeding the maximum number

of units specified in the scale prescribed by that order, being the number of units appropriate to the salary group within which his salary falls on that date.

(3) This section has effect notwithstanding anything in subsections (9) and (9A) of section eighteen of the Principal Act.

(4) An increased contribution payable in pursuance of an election under this section is payable as from the first pay day occurring after the date of election.

TRAFFIC.

No. 60 of 1967.

AN ACT to amend the *Traffic Act 1925*.

[7 December 1967.]

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 *Traffic Act 1967*.

Short title
and citation.

(2) The *Traffic Act 1925*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section ten of the Principal Act is amended—

Regulations:
Application
to the
Crown.

(a) by omitting subsection (3) of that section and substituting therefor the following subsection:—

“(3) Notwithstanding any of the provisions of the regulations relating to the duration of registration of motor vehicles and the renewal of the registration thereof, so long only as a vehicle to which this subsection applies is used exclusively for—

(a) agricultural or horticultural; or

(b) fire-fighting,

purposes, that vehicle, when registered in accordance with the regulations, continues to be registered without any formal renewal of registration, unless and until the registration thereof is suspended or cancelled in pursuance of the regulations or ceases to have effect by virtue of any other provision in this Act.”; and

(b) by adding at the end of subsection (4A) the words “and to all vehicles designed for fire-fighting”.