

# THE TERRITORY FOR THE SEAT OF GOVERNMENT.

No. 12 of 1934.

## AN ORDINANCE

### To amend the Police Superannuation Ordinance 1928.

**B**E it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909* and the *Seat of Government (Administration) Act 1910-1933*, as follows:—

1.—(1.) This Ordinance may be cited as the *Police Superannuation Ordinance 1934*. Short title and citation.

(2.) The *Police Superannuation Ordinance 1928* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Police Superannuation Ordinance 1928-1934*.

2. Section six of the Principal Ordinance is amended—

(a) by omitting sub-section (1.) and inserting in its stead the following sub-sections:— Age of compulsory retirement.

“ (1.) For the purposes of this Ordinance, the age for compulsory retirement shall be—

- (a) for Constables, the age of fifty-five years;
- (b) for Sergeants and Officers, the age of sixty years; and
- (c) for the Chief Officer, the age of sixty-five years,

and, subject to the next succeeding sub-section, a member of the Force shall retire from the Force on reaching the age for compulsory retirement applicable to his case.

“ (1A.) In special cases, the Attorney-General may require a member of the Force to serve in the Force for a further period or periods, not exceeding five years in all, beyond the date on which he attains the age for compulsory retirement applicable to his case, and the member shall retire from the Force on the completion of the further period or periods of service.

“(1b.) Any member of the Force so required shall (subject to his right to retire under the next succeeding section) serve for such further period or periods; and if any such member of the Force refuses to serve as aforesaid he shall not be entitled to any superannuation allowance or gratuity, but there shall be paid to him the whole of the rateable deductions which have been made from his pay, without any interest thereon.”;

(b) by inserting in sub-section (3.), after the word “shall”, the words “, after he has completed fifteen years of approved service.”; and

(c) by adding at the end thereof the following proviso:—

“(4.) Provided that any member of the Force serving in the Force at the date of the commencement of this sub-section shall, upon his retirement under this section, after he has completed ten years of approved service, be entitled to receive an ordinary superannuation allowance for life.”.

Superannuation allowances and gratuities to widows.

3. Section eight of the Principal Ordinance is amended by omitting from paragraph (a) the word “pension” and inserting in its stead the words “superannuation allowance”.

Proof of incapacity for duty, &c.

4. Section twelve of the Principal Ordinance is amended by omitting from sub-section (8.) the word “pension” and inserting in its stead the words “special superannuation allowance”.

Refund of deductions on retirement, &c.

5.—(1.) Section eighteen of the Principal Ordinance is repealed and the following section inserted in its stead:—

“18.—(1.) Where a member of the Force—

- (a) resigns his office or withdraws from the duties thereof and his resignation or withdrawal has been duly authorized by the Attorney-General;
- (b) resigns or withdraws on giving three months' notice of his intention to resign or withdraw; or
- (c) having completed twenty-five years' approved service, or having reached the age for compulsory retirement applicable to his case, and not having been discharged or dismissed for misconduct of any kind or required to retire as an alternative to dismissal, leaves the Force without a superannuation allowance or gratuity,

there shall be paid to him the whole of the rateable deductions which have been made from his pay, without any interest thereon.

“(2.) Subject to the next succeeding sub-section, where, for misconduct of any kind, a member of the Force has been discharged or dismissed therefrom, or has been required to retire as an alternative to dismissal, there may, on the recommendation of the Police

Superannuation Board, be paid to him one-half or any lesser part of the rateable deductions which have been made from his pay, without any interest thereon, or the same may be applied in such manner as the Police Superannuation Board recommends for the benefit of his wife or children (if any).

“(3.) Where a member of the Force who has completed twenty-five years’ approved service or has reached the age for compulsory retirement applicable to his case is required to retire as an alternative to dismissal there may, on the recommendation of the Police Superannuation Board, be paid to him the whole or any part of the rateable deductions which have been made from his pay, without any interest thereon, or the same may be applied in such manner as the Police Superannuation Board recommends, for the benefit of his wife or children (if any); and where such a member of the Force is, for misconduct of any kind, discharged or dismissed, the whole or any part of such rateable deductions as aforesaid may be applied in such manner, as the Board recommends, for the benefit of his wife or children (if any).”.

(2.) This section shall be deemed to have commenced on the date of the commencement of the Principal Ordinance.

6. The Schedule to the Principal Ordinance is amended by omitting from columns 1, 2 and 3 of the Table of Scales of Superannuation Allowances the figures and symbols:—

|    |    |    |    |   |
|----|----|----|----|---|
| 10 | .. | .. | 10 |   |
| 11 | .. | .. | 11 |   |
| 12 | .. | .. | 12 |   |
| 13 | .. | .. | 13 |   |
| 14 | .. | .. | 14 | ” |

Table of scales of superannuation allowances.

and inserting in their stead the following figures and symbols:—

|    |    |    |    |   |
|----|----|----|----|---|
| 10 | .. | 10 | 10 |   |
| 11 | .. | 11 | 11 |   |
| 12 | .. | 12 | 12 |   |
| 13 | .. | 13 | 13 |   |
| 14 | .. | 14 | 14 | ” |

Dated this second day of May, 1934.

ISAAC A. ISAACS  
Governor-General.

By His Excellency’s Command,  
A. J. McLACHLAN .  
for Minister of State for the Interior.

By Authority: L. F. JOHNSON, Commonwealth Government Printer, Canberra.