No. 17 of 1979


[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:

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

(2) The Police Pensions Act, 1971-1978, is hereinafter referred to as “the principal Act”.

(3) The principal Act, as amended by this Act, may be cited as the “Police Pensions Act, 1971-1979”.

2. Section 34 of the principal Act is amended—

(a) by striking out from subsection (6) the passage “subsections (7) and (8) of”;

and

(b) by inserting after subsection (7) the following subsections:—

(8) Where, in the opinion of the Minister, a person to whom a pension or spouse’s pension is payable would be prejudicially affected by an increase in the pension or spouse’s pension under subsection (6) of this section, the Minister may determine—

(a) that there be no increase in the pension or spouse’s pension under that subsection;

or

(b) that there be a lesser increase in the pension or spouse’s pension than as provided by that subsection,

and the determination shall have effect in accordance with its terms.
(9) The Minister may revoke a determination under subsection (8) of this section and, in that event, the amount of the pension or spouse's pension to which the determination related shall, as from the date of the revocation, be the same as if no determination had been made.

(10) Where a determination is made under subsection (8) of this section in relation to a pension or spouse's pension, the effect of the determination shall, for the purposes of calculating any spouse's pension or other benefit under this Act (with the exception of a benefit payable under section 47 of this Act), be disregarded.

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

K. D. SEAMAN, Governor