

Bill No. 78 of 1945.

A BILL TO AMEND THE SUPERANNUATION ACT.

—

NOTE.

The purpose of the amendment made by this Bill is to protect the rights under the Act of certain Provincial Government employees who have been transferred to the Dominion Government Income Tax Service and the Unemployment Insurance Commission. Their contributions and the contributions by the Government may be retained in the Superannuation Fund with the privilege of the employee applying for a provincial pension upon being superannuated by the Dominion Government, or they may withdraw their own contributions at any time. If these employees return to the Provincial service their service with the Dominion Government will be counted in determining their eligibility for a pension and if the Dominion Government pays to the Provincial Government twice the amount of the employees' contribution under the Dominion Act, which has been authorized by an amendment to the Dominion Act, the employees will be fully reinstated in the Alberta Superannuation Fund.

W. S. GRAY,
Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 78 of 1945.

An Act to amend The Superannuation Act.

(Assented to _____, 1945.)

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Superannuation Act*, being chapter 35 of the Revised Statutes of Alberta, 1942, is hereby amended by adding immediately after section 19a thereof the following new section:

“19b.—(1) Notwithstanding any other provision of this Act, any employee formerly employed in the administration of the provisions of *The Income Tax Act*, being chapter 5 of the Statutes of Alberta, 1932, or *The Employment Offices Act*, 1937, and who has been transferred to the staff of the Department of National Revenue, Taxation Division, or The Unemployment Insurance Commission of the Department of Labour (Canada), by virtue of an arrangement made between the Provincial Government and the Dominion Government, shall, upon retirement from the Dominion Government service on superannuation, and upon application therefor, be entitled to receive a superannuation allowance or annuity in accordance with the provisions of this Act, except that the calculation of the superannuation allowance or annuity shall be based upon,—

- (a) the period of his provincial service according to the records of the Civil Service Commissioner together with his period of service with the Dominion Government;
- (b) the total amount of the contributions made by the employee and by the Provincial Government as employer, with interest, to the date of transfer from the Provincial Government to the Dominion Government service, and with continuing accrual of interest compounded semi-annually to the date of retirement from the Dominion Government Service.

“(2) In all other respects the calculation of the said superannuation allowance or annuity, shall be made according to the provisions of this Act and in the same manner as would apply to an employee of the Province.

“(3) The provisions of this Act relating to the refund of contributions shall continue to apply to the employees referred to in subsection (1), provided that any such employee may make application for a refund at any time,

which refund shall be payable forthwith, the refund to consist of the employee's total contributions to his credit on the records of the Civil Service Commissioner, together with interest as provided under section 19 of this Act.

“(4) Notwithstanding any other provisions of this Act, where any employee referred to in subsection (1) is re-appointed to a position in the Provincial Government service, his period of service with the Dominion Government shall be counted in addition to any prior service with the Province as referred to in subsection (1), and upon payment to the Provincial Government by the Dominion Government as the Governor in Council may authorize, of a total amount equal to twice the amount of the contributions of the employee under the provisions of *The Civil Service Superannuation Act (Canada)* with simple interest at four per cent per annum, he shall be reinstated in all respects and be entitled to be placed in the same position under this Act with respect to both contributory and non-contributory annuities as he would have been if he had not ceased to be an employee within the meaning of this Act.”

2. This Act shall come into force on the day upon which it is assented to.

No. 78.

FIRST SESSION
TENTH LEGISLATURE
9 GEORGE VI
1945

BILL

An Act to amend The Superannuation
Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. LOW.

EDMONTON:
A. Shnitka, King's Printer
1945