

No. 95

5th Session, 13th Legislature, Alberta
7 Elizabeth II, 1959

BILL 95

A Bill to amend The Public Service Pension Act

HON. MR. HOOKE

Explanatory Note

2. Self-explanatory. Section 15a presently reads:

"15a. (1) Notwithstanding any provision of this Act an employee who has been an employee for a total period of not less than nine years and who is making contributions pursuant to section 5 may pay to the Provincial Treasurer in a single sum

(a) an amount equivalent to that which would have been deducted from his salary had such deductions been made under this Act or The Superannuation Act during his first year of employment, and

(b) such interest thereon as the Board by regulation may prescribe.

(2) Upon the payment by an employee of the sum referred to in subsection (1)

(a) the amount shall be credited to the General Revenue Fund and to the employee's account in the manner provided by section 6, and

(b) the employee's first year of employment shall thereafter be deemed to be part of

(i) the period of thirty-five years referred to in clause (c) of section 5,

(ii) the period of twenty-five years referred to in section 10,

(iii) the term referred to in clause (a) of subsection (1) of section 14, and

(iv) his service."

3. Self-explanatory.

BILL

No. 95 of 1959

An Act to amend The Public Service Pension Act

(Assented to _____, 1959)

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

1. *The Public Service Pension Act*, being chapter 264 of the Revised Statutes, is hereby amended.

2. Section 15*a* is amended by adding immediately after subsection (2) the following:

(3) If an employee who entered the public service before the first day of April, 1947, does not make the payment referred to in subsection (1), one-half of his first year of employment or such part thereof as he served before the first day of April, 1947, shall be deemed to be part of his pensionable service.

3. The following section is added immediately after section 23:

23a. (1) Notwithstanding any other provision of this Act, where an employee is discharged from the service of the Government, the Legislative Assembly or the University of Alberta, or from the service of any of the employers referred to in section 34, because of the abolition of the position he was employed in, if he was at the time of his discharge a contributor pursuant to this Act and had been a contributor for a total period of not less than ten years and if he is not eligible upon his discharge to receive a pension pursuant to this Act, the employee so discharged is entitled to receive at his option

(*a*) at the time of his discharge the amount standing to his credit in the records of the Board as provided by section 23, together with a like amount from the General Revenue Fund, or

- (b) a deferred pension, as provided in this section, when he attains the age of sixty years.
- (2) When a discharged employee elects to receive a deferred pension under the provisions of subsection (1), the same shall at his option be
- (a) a normal pension in an annual amount equal to two per cent of the average annual salary paid to him during the last five years of his employment prior to his discharge, multiplied by the total number of years of his contributory service, computed to the nearest complete month thereof, or by thirty-five, whichever number is the less, or
 - (b) an alternative pension of any of the types specified in section 20 that is of an actuarial value equivalent to that of the normal pension that he may elect to receive.
- (3) A discharged employee who has elected to receive a deferred pension under the provisions of subsection (1) may at any time thereafter, at his written request, receive in lieu thereof the payment specified in clause (a) of subsection (1), in which case his election to receive a deferred pension thereupon becomes null and void.
- (4) If a discharged employee is re-employed by any of the employers referred to in subsection (1) and again becomes eligible to make contributions under this Act,
- (a) he shall repay to the Provincial Treasurer upon such terms as the Board may prescribe the total amount of any payment made to him under clause (a) of subsection (1), and upon such repayment being made in full, his employment prior to his discharge shall be deemed to be part of his service within the meaning of this Act, or
 - (b) any election made by him to receive a deferred pension becomes null and void, and his employment prior to his discharge shall be deemed to be part of his service within the meaning of this Act.

4. This Act comes into force on the day upon which it is assented to.

No. 95

FIFTH SESSION

THIRTEENTH LEGISLATURE

7 ELIZABETH II

1959

BILL

An Act to amend The Public Service
Pension Act

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. HOOKE
