

No. 132

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1st Session, 15th Legislature, Alberta  
12 Elizabeth II

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## **BILL 132**

A Bill to amend The Teachers' Retirement Fund Act

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HON. MR. AALBORG

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## Explanatory Note

**1. The Teachers' Retirement Fund Act, R.S.A. 1955, chapter 330, amended.**

**2. Section 15(1) and (2) presently read:**

"15. (1) A teacher who leaves, or who has heretofore left, his employment as a teacher for such purpose as the Board in its sole discretion may approve and who intends to return, or has returned, to employment as a teacher, may apply to the Board of Administrators for permission to contribute to the Fund during the period of his absence from such employment.

(2) The Board of Administrators may by by-law grant permission to such teacher to contribute to the Fund, for such period and on such terms and conditions including payment of interest as it may prescribe, an amount not exceeding ten per cent of the salary that would have been earned by him during the prescribed period had he continued in his employment as a teacher, and the Board of Administrators may receive such amounts as contributions by the teacher to the Fund."

# BILL

No. 132 of 1964

An Act to amend The Teachers' Retirement Fund Act

(Assented to \_\_\_\_\_, 1964)

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

**1.** *The Teachers' Retirement Fund Act* is hereby amended.

**2.** Section 15 is amended by striking out subsections (1) and (2) and by substituting the following:

**15.** (1) Where a person

- (a) leaves or has heretofore left his employment as a teacher in Alberta and thereafter is employed or engaged in any of the following ways, namely,
  - (i) serving in Canadian or allied forces in a time in which Canada is at war, or
  - (ii) any employment, occupation, function or activity approved by the Board of Administrators, or
  - (iii) attending the University of Alberta or a university recognized by the University of Alberta for the purpose of improving his academic qualifications for teaching, or
  - (iv) any consecutive combination of any or all of the periods referred to in subclauses (i) to (iii),

and

- (b) returns or intends to return to employment as a teacher in Alberta or in another province or territory of Canada in respect of which the Board of Administrators has entered into a reciprocal agreement relating to pension benefits,

and the periods of employment as a teacher and the periods enumerated in clause (a) are continuous except for periods of absence excused by reason of disability due to illness or accident or such other reason as the Board may permit, that person may apply to the Board of Administrators for permission to contribute to the Fund in respect of the periods referred to in subclauses (i) and (ii) of clause (a).

**3. Subsections (1) and (2) are revised along the lines of a similar provision in The Public Service Pension Act (section 28).**

**Subsection (3) is the present subsection (3) revised.**

**4. Commencement of Act.**

(2) Where an application is made under subsection (1), the Board of Administrators may by resolution grant permission to the applicant to contribute to the Fund in respect of the whole of the periods referred to in subclauses (i) and (ii) of clause (a) of subsection (1), or such part thereof as the Board may prescribe, an amount not exceeding ten per cent of the salary that would have been earned by him at his rate of salary at the time of leaving his employment as a teacher in Alberta, and such permission may be granted on such terms and conditions, including the payment of interest, as the Board may prescribe.

(2a) The Board of Administrators may make by-laws governing applications under this section.

**3.** Section 26 is struck out and the following is substituted:

**26.** (1) The interest that by this Act any teacher, former teacher or contributor has in the Fund or the interest of any such person in any pension or other benefit or right granted under this Act

(a) is not subject to garnishment proceedings, or attachment or seizure, or any legal process, except in respect of a charge of failure to account for public moneys, and

(b) is not assignable.

(2) Nothing in subsection (1) prevents a former teacher from authorizing the deduction from his pension payments of premiums or like periodic sums for hospitalization or medical insurance or plans which are approved for this purpose by resolution of the Board of Administrators.

(3) The Board of Administrators may refuse to recognize any power of attorney granted by any person with reference to any payment out of the Fund or any moneys payable to that person by reason of this Act or anything done under this Act.

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

No. 132

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FIRST SESSION

FIFTEENTH LEGISLATURE

12 ELIZABETH II

1964

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**BILL**

An Act to amend The Teachers'  
Retirement Fund Act

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Received and read the

First time .....

Second time .....

Third time .....

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HON. MR. AALBORG

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