

1968 Bill 60

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First Session, 16th Legislature, 17 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

## **BILL 60**

**An Act to amend The Local Authorities Pension Act**

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THE HONOURABLE A. J. HOOKE

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First Reading .....

Second Reading .....

Third Reading .....

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# BILL 60

1968

An Act to amend The Local Authorities Pension Act

(Assented to \_\_\_\_\_, 1968)

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

1. *The Local Authorities Pension Act* is hereby amended.
2. Section 2, clause (b) is amended by striking out subclauses (iv) to (vii) and by substituting the following:
  - (iv) a regional planning commission established under *The Planning Act*,
  - (v) the Alberta Association of Municipal Districts and Counties,
  - (vi) the Alberta Urban Municipalities Association,
  - (vii) the Alberta School Trustees' Association, and
  - (viii) the Alberta Hospital Association.
3. Section 5, subsection (1), clause (a) is amended by striking out the word "pensionable".
4. Section 6 is amended
  - (a) as to subsection (2)
    - (i) by striking out subclause (ii) of clause (a) and by substituting the following:
      - (ii) in the event of his death, shall be paid to his beneficiary as determined in accordance with section 24 of *The Public Service Pension Act*,
    - (ii) by striking out clause (b) and by substituting the following:
      - (b) a person, if he has not less than 10 years' pensionable service and if he so elects, shall be paid a deferred pension at the age of 65 years but may be granted a pension at any time after he attains the age of 60 years, or
    - (iii) by striking out of clause (c) the words "if the employee" and by substituting the words "if a person",

## Explanatory Notes

**1.** This Bill will amend chapter 47 of the Statutes of Alberta, 1962.

**2.** Section 2, clause (b) presently reads:

- (b) "local authority" means
  - (i) the council of a city, town, village, county or municipal district,
  - (ii) the board of trustees of a school division or school district,
  - (iii) the board of any hospital that is an approved hospital under The Alberta Hospitals Act,
  - (iv) a district planning commission established under The Town and Rural Planning Act,
  - (v) The Alberta Association of Municipal Districts,
  - (vi) The Alberta School Trustees' Association, and
  - (vii) The Associated Hospitals of Alberta.

**3.** Section 5 (1) presently reads:

5. (1) The normal pension payable upon retirement to an employee under the plan shall be an annual amount equal to two per cent of whichever is the lesser of
- (a) his average annual salary or wages for the five consecutive years of his pensionable service during which his salary or wages were the highest, or
  - (b) the maximum amount prescribed by the regulations, multiplied by the total number of years of his pensionable service computed to the nearest complete month thereof, or by thirty-five whichever is the less.

**4.** Section 6 (2) and (3) presently read:

- (2) Where a former employee leaves an amount on deposit pursuant to clause (b) of subsection (1),
- (a) that amount
    - (i) may be withdrawn by the employee at any time on his written request, or
    - (ii) in the event of his death shall be paid to a beneficiary designated by him, and failing a designation to his estate, or
  - (b) the employee, if he has not less than ten years' pensionable service and if he so elects, may be paid a deferred pension when he attains the age of sixty years, or
  - (c) if the employee is subsequently employed by the same or any other local authority and again comes under the pension plan, his employment prior to the termination of his employment shall be deemed to be part of his service for the purposes of the plan.
- (3) Where a former employee has received the amount referred to in clause (a) of subsection (1) and if he is subsequently employed by the same or any other local authority and again comes under the pension plan, he may, upon such terms as the Board may prescribe, pay to the Provincial Treasurer,
- (a) the total amount of any payment made to him under clause (a) of subsection (1), and
  - (b) interest on such amount from the date of his re-employment to the date of completion of such payment in full,
- and upon such payment being made in full, his employment prior to the termination of his employment shall be deemed to be part of his service for the purposes of the plan.

(b) as to subsection (3), clause (b) by striking out the words "of his re-employment" and by substituting the words "a refund of contributions was made".

**5.** This Act comes into force on the day upon which it is assented to and upon so coming into force shall be deemed to have been in force at all times on and after April 1, 1968.

