

1970 Bill 81

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Third Session, 16th Legislature, 19 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

## **BILL 81**

**An Act to amend The Public Service Pension Act**

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HON. MR. AALBORG

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First Reading .....

Second Reading .....

Third Reading .....

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# BILL 81

1970

An Act to amend The Public Service Pension Act

(Assented to \_\_\_\_\_, 1970)

**H**ER 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* is hereby amended.

2. Section 14 is amended

(a) as to subsection (1)

(i) by striking out clause (d) and by substituting the following:

(d) in the case of a person at the time of his enlistment

(i) who was in the employ of the Government, or

(ii) who was in the employment of the Legislative Assembly, or

(iii) who was in the employment of a public body with whom there is a reciprocal agreement

and regardless of his status under the provisions of *The Alberta Civil Servants War Service Act*, any period of absence on account of service in the British or Allied Forces during World War II or the Korean War, which shall be deemed to be pensionable service if he pays into the General Revenue Fund an amount equal to that which has been contributed under *The Alberta Civil Servants War Service Act* by the Government in respect of him during such period of absence, or would have so contributed had he been entitled to the benefits provided by that Act, but if he does not pay such amount, then one-

## Explanatory Notes

1. This Bill amends chapter 264 of the Revised Statutes.

2. Section 14, subsection (1), clauses (d), (g), and (i) and subsection (5), clause (b) presently read:

14. (1) For the purposes of this Act, pensionable service shall be deemed to include

.....  
(d) in the case of a person who was in the employ of the Government or the Legislative Assembly at the time of his enlistment and regardless of his status under the provisions of The Alberta Civil Servants War Service Act, any period of absence on account of service in the British or Allied Forces during World War II or the Korean war, which shall be deemed to be pensionable service if he pays into the General Revenue Fund an amount equal to that which has been contributed under The Alberta Civil Servants War Service Act by the Government in respect of him during such period of absence, or would have so contributed had he been entitled to the benefits provided by that Act, but if he does not pay such amount, then one-half of that period of absence prior to the first day of April, 1947, shall be deemed to be pensionable service,

.....  
(g) any period of service with any government, public body or local authority which is a party to a reciprocal agreement pursuant to section 32, in the case of a person who is not eligible to come under such agreement,

(ii) if he pays at the rate and on the terms that the Board directs, contributions on the annual salary paid to him by that government, public body or local authority, together with interest thereon from the date of commencement of contributions on that service to the date of completion of payment in full,

.....  
(i) any period of service with any public body approved by the Board, if the employee pays at the rate and on the terms that the Board directs, contributions on the rate of salary paid to him by the Government or the Legislative Assembly at the commencement of employment calculated as if that rate of salary were actually paid to him during his service with that body, together with interest thereon at a rate prescribed by the Board from the date of commencement of contributions on that service to the date of completion of payment in full, and

(5) Notwithstanding subsection (1), any service under clauses (d1) and (g) shall be deemed to be pensionable service where

.....  
(b) the employee pays contributions on the annual salary referred to in clause (d1) or (g), as the case may be, at the rate and upon the terms that the Board directs, together with interest thereon at a rate prescribed by the Board from the date of commencement of contributions on that service to the date of completion of payment in full.

half of that period of absence prior to the first day of April, 1947, shall be deemed to be pensionable service,

- (ii) as to clause (g), subclause (ii) by striking out the words "thereon from the date of commencement of contributions on that service to the date of completion of payment in full" and by substituting the words "that would have accumulated thereon, had he been subject to this Act, to the date of completion of payment in full",
- (iii) as to clause (i) by striking out the words "thereon at a rate prescribed by the Board from the date of commencement of contributions on that service to the date of completion of payment in full, and" and by substituting the words "at a rate prescribed by the Board that would have accumulated thereon, had an account been maintained in respect of him, to the date of completion of payment in full, and",
- (b) as to subsection (5), clause (b) by striking out the words "thereon at a rate prescribed by the Board from the date of commencement of contributions on that service to the date of completion of payment in full" and by substituting the words "at a rate prescribed by the Board that would have accumulated thereon, had an account been maintained in respect of him, to the date of completion of payment in full".

3. Section 31, subsection (1) is amended by adding after clause (d) the following clauses:

- (e) exempt any employer, employee or class of employees from the regulations or any part thereof, and
- (f) make regulations that are effective with reference to a period before they were filed and published under *The Regulations Act*.

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

**3. Section 31, subsection (1) presently reads:**

**31. (1) Subject to The Treasury Department Act and subject to the approval of the Lieutenant Governor in Council, the Board may**