

1988 BILL 61

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Third Session, 21st Legislature, 37 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 61**

**LEGISLATIVE ASSEMBLY STATUTES  
AMENDMENT ACT, 1988**

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HON. MR. YOUNG

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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## BILL 61

1988

### LEGISLATIVE ASSEMBLY STATUTES AMENDMENT ACT, 1988

(Assented to \_\_\_\_\_, 1988)

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

#### **Members of the Legislative Assembly Pension Plan Act**

*1(1) The Members of the Legislative Assembly Pension Plan Act is amended by this section.*

*(2) Section 1(1) is amended*

*(a) in clause (l) by striking out "or Leader of the Opposition" and substituting ", Leader of the Opposition or leader of a recognized opposition party within the meaning of section 48 of the Legislative Assembly Act";*

*(b) in clause (s) by adding the following after subclause (iv):*

*(v) in respect of any other office of leader of a recognized opposition party, the amounts payable under section 48(2) of that Act;*

*(3) Section 17(2) and (3) are repealed and the following is substituted:*

*(2) An officer who ceases to be a member and has accumulated at least 5 years' pensionable service in or in respect of that office becomes entitled to receive*

*(a) where his age and the length of his pensionable service in or in respect of that office together amount to not less than 55 years, a pension in an annual amount equal to 4% of his pensionable salary for that office multiplied by the number of years of his pensionable service in or in respect of that office, and*

*(b) where his age and the length of his pensionable service in or in respect of that office together amount to less than 55*

## Explanatory Notes

### Members of the Legislative Assembly Pension Plan Act

1(1) This section will amend chapter M-12.5 of the Statutes of Alberta, 1985.

(2) Section 1(1) presently reads in part:

*1(1) In this Act,*

*(l) "office" means the position or office of Member of the Legislative Assembly, of Member of the Executive Council in any capacity, or of Speaker, Deputy Speaker, Deputy Chairman or Leader of the Opposition;*

*(s) "salary" means*

*(i) in respect of the office of member, the amounts payable under sections 39, 42(1)(a) and 43(3)(a) of the Legislative Assembly Act;*

*(ii) in respect of the office of Member of Executive Council, the amounts payable under sections 50(1)(a) and 51 of that Act;*

*(iii) in respect of the office of Speaker, Deputy Speaker or Deputy Chairman, the amounts payable under section 46(1) of that Act;*

*(iv) in respect of the office of Leader of the Opposition, the amounts payable under section 47(1) of that Act;*

(3) Section 17(2) and (3) presently read:

*(2) An officer who*

*(a) ceases to be a member, and*

*(b) has accumulated at least 5 years' pensionable service in or in respect of that office,*

*becomes entitled to receive a pension in an annual amount equal to 4% of his pensionable salary for that office multiplied by the number of years of his pensionable service in or in respect of that office, if his age is then 55 years or more, or, if his age is then less than 55 years, a pension in the form of a normal pension and in an amount that is actuarially equivalent to the pension that would be payable to him under this subsection if his age were then 55 years.*

years, a pension in the form of a normal pension and in an amount that is actuarially equivalent to the pension that would be payable to him under clause (a) if his age were 55 years less the length of that pensionable service.

- (3) An officer who
- (a) ceases or has previously ceased to hold an office other than that of member,
  - (b) has accumulated at least 1 year's pensionable service in that office, and
  - (c) has accumulated at least 5 years' pensionable service in or in respect of the office of member

becomes entitled to receive

(d) where his age and the length of his pensionable service in the office referred to in clause (a) together amount to not less than 55 years, a pension in an annual amount equal to 4% of his pensionable salary for that office multiplied by the number of years of his pensionable service in that office, and

(e) where his age and the length of his pensionable service in that office together amount to less than 55 years, a pension in an amount that is actuarially equivalent to the normal pension that would be payable to him under clause (d) if his age were 55 years less the length of that pensionable service.

#### **Legislative Assembly Act**

2(1) *The Legislative Assembly Act is amended by this section.*

(2) *Section 45(1)(c) is repealed and the following is substituted:*

(c) the payment of other allowances, benefits or expenses to or on behalf of Members or former Members or any class of Members if they are related to the performance of their duties or to their service as Members;

#### **Commencement**

3 *Section 1(2) is deemed to have come into force on November 1, 1985.*