

Bill No. 30 of 1942.

A BILL TO VALIDATE ORDER IN COUNCIL 889-41

NOTE.

This Bill validates an Order in Council which was made on July 2, 1941, subject to validation. The Order in Council preserves the rights under *The Superannuation Act*, of certain employees of the Government of Alberta who have been temporarily employed by the Government of Canada.

W. S. GRAY,
Acting Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 30 of 1942.

An Act to validate Order in Council 889-41.

(Assented to _____, 1942.)

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

1. The Order in Council numbered O.C. 889-41, dated the second day of July, 1941, contained in the Schedule hereto, dealing with certain employees of the Government of Alberta who have temporarily become employees of the Government of Canada and reserving their rights under *The Superannuation Act*, is hereby approved, ratified and confirmed and declared to be law in this Province, as fully and effectually as if the said Order in Council had been enacted by the Legislature of the Province.

2. This Act shall come 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 the second day of July, 1941.

SCHEDULE.

Order in Council re Employees of the Government of Alberta who are temporarily employed by the Government of Canada.

O.C. 889-41.

Approved and Ordered,

(Sgd.) Horace Harvey,
Administrator.

Edmonton, Wednesday, July 2nd, 1941.

The Executive Council has had under consideration the report of the Honourable the Minister of Public Works, dated June 25th, 1941, stating that:

Whereas it is provided by *The Superannuation Act*, being chapter 8 of the Revised Statutes of Alberta, 1922, that the Provincial Treasurer shall, subject to the other provisions of the Act, make a statutory deduction from each cash payment of salary to an employee at the rate of four per cent per annum of such employee's salary and pay the

same into a fund to be known as the Superannuation Fund, together with a Government contribution of a like sum from the General Revenue Fund and shall half-yearly pay into the said fund interest on such payments at the rate of five per cent per annum or at such other rate of interest as may be prescribed by any regulation made under the provisions of the said Act; and

Whereas a number of employees of the Government as defined in the said Act, owing to conditions arising out of the War, have ceased for the time being to be employees of the Government and have become employees of the Government of the Dominion of Canada, although the nature of their employment has remained the same; and

Whereas other such employees of the Government owing to the same or similar conditions, may in the future for the time being cease to be employees of the Government and become employees of the Government of the Dominion of Canada, although the nature of their employment remains the same; and

Whereas the said change of employment was not, or may not in the future be, made through the instrumentality of the employees themselves; and

Whereas the said change of employment will, unless some remedy is provided, prejudice the position of such employees under the said *The Superannuation Act*; and

Whereas a number of the said employees have expressed a desire to continue their contributions to the said fund and also contribute to the fund an amount equal to what the contribution of the Government would have been if they had continued to be employees of the Government, in receipt of salaries equivalent to those paid them by the Government immediately prior to their ceasing for the time being to be employees of the Government;

Therefore, upon the recommendation of the Honourable the Minister of Public Works, the Executive Council advises, subject to validation at the next ensuing session of the Legislature, that,—

- (a) Each former employee of the Government as defined in *The Superannuation Act*, who for the time being, owing to conditions arising out of the War, has ceased, or in the future ceases, to be an employee of the Government and has become or becomes an employee of the Government of the Dominion of Canada, but the nature of whose employment has remained or remains the same, be and is hereby authorized to pay into the Superannuation Fund any amount not exceeding eight per cent per annum of the amount of salary received from the Government immediately prior to the change of employment, such payments for all months up to and including the month of June, 1941, to be made on or before the thirty-first day of July, 1941, and subse-

quent payments to be made not later than the last day of the month following the month for which a salary payment is made.

- (b) The Provincial Treasurer be and he is hereby authorized and required to receive the said payments, and the Civil Service Commissioner be and is hereby authorized and required to enter such payments to the credit of the former employees' accounts.
- (c) It is hereby declared that until otherwise ordered and so long as said payments are made at the time herein provided, all said former employees shall, while in the employ of the Government of Canada aforesaid, be deemed to be "employees" of the Government of Alberta for the purposes of *The Superannuation Act* and to be entitled to all the benefits and subject to all the provisions of said Act relating to such employees.

(Signed) WILLIAM ABERHART,
Chairman.

No. 30.

SECOND SESSION
NINTH LEGISLATURE
6 GEORGE VI
1942

BILL

An Act to Validate Order in
Council 889-41.

Received and read the

First time

Second time.....

Third time.....

HON. MR. FALLOW.

EDMONTON:
A. Shnitka, King's Printer
1942