

**CONSTITUTION (LEGISLATIVE COUNCIL
COMPENSATION) ACT, 1979, No. 11**

New South Wales



ANNO VICESIMO OCTAVO

ELIZABETHÆ II REGINÆ

Act No. 11, 1979.

An Act to compensate certain former members of the Legislative Council for loss of anticipated parliamentary remuneration and pension. [Assented to, 18th April, 1979.]

See also Government Railways (Constitution) Amendment Act, 1979; Parliamentary
Contributory Superannuation (Constitution) Amendment Act, 1979; Parliamentary
Remuneration Tribunal (Constitution) Amendment Act, 1979.

Constitution (Legislative Council Compensation).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Constitution (Legislative Council Compensation) Act, 1979". Short title.

2. A person whose name is specified in Schedule 1 and who ceased to be a member of the Legislative Council by reason of the operation of section 17 (1) of the Constitution Act, 1902, is entitled to be paid, by way of compensation for loss of anticipated parliamentary remuneration— Compensation payable for loss of anticipated parliamentary remuneration.

(a) in the case of a person whose name is specified in Part 1 of Schedule 1—\$10,952; or

(b) in the case of a person whose name is specified in Part 2 of Schedule 1—\$1,565.

3. A person whose name is specified in Column 1 of Schedule 2 and who was, on his ceasing to be a member of the Legislative Council by reason of the operation of section 17 (1) of the Constitution Act, 1902, not entitled to a pension under the Parliamentary Contributory Superannuation Act, 1971, is entitled to be paid, by way of compensation for loss of anticipated parliamentary pension, the amount specified opposite his name in Column 2 of Schedule 2. Compensation payable for loss of anticipated parliamentary pension.

4. Any payment to which any person is **entitled** under section 2 or 3, or any part of any such payment, not drawn by him or on his behalf within 3 months after the date of assent to this Act shall revert to the Treasury and become part of the Consolidated Revenue Fund. Payments to be drawn within 3 months.

Constitution (Legislative Council Compensation).

Compensation payable in case of death.

5. Where a person who is entitled to any payment under section 2 or 3 dies before that payment is made, the legal personal representative of that person is entitled to be paid the amount of that payment.

Appropriation of Consolidated Revenue Fund.

6. All payments under this Act are payable out of the Consolidated Revenue Fund which, to the necessary extent, is appropriated accordingly.

No other compensation payable.

7. Except as provided in this Act, a person who ceased to be a member of the Legislative Council by reason of the operation of section 17 (1) of the Constitution Act, 1902, is not entitled to any payment by way of compensation for loss of anticipated parliamentary remuneration, for loss of anticipated parliamentary pension or for any other loss arising from his so ceasing to be a member of the Legislative Council.

Constitution (Legislative Council Compensation).

SCHEDULE 1.

Sec. 2.

COMPENSATION FOR LOSS OF ANTICIPATED
PARLIAMENTARY REMUNERATION.

PART 1.

MEMBERS PREVIOUSLY ELECTED FOR PERIOD EXPIRING
22ND APRIL, 1982.

BUDD, Harry Vincent.
ERSKINE, Thomas Reginald.
ESKELL, Stanley Louis Mowbray.
FALKINER, Otway McLaurin.
JOEL, Asher Alexander.
MOPPETT, Douglas Frederick.
PRESS, Anne Elizabeth.
ROPER, Edna Sirius.
SERISIER, Leroy Dudley.

PART 2.

MEMBERS PREVIOUSLY ELECTED FOR PERIOD EXPIRING
22ND APRIL, 1979.

COULTER, William Robert.
EVANS, Richard Kelynack.
GERAGHTY, Walter James.
HUMPHRIES, Edward Harris.
KEIGHLEY, William Geoffrey.
McKAY, Thomas Sidney.
MANYWEATHERS, Richmond William.
RYGATE, Amelia Elizabeth Mary.
SCOTT, Walter Robert.
THOM, James Norman.
WARREN, Edward Emerton.

Constitution (Legislative Council Compensation).

Sec. 3.

SCHEDULE 2.

COMPENSATION FOR LOSS OF ANTICIPATED
PARLIAMENTARY PENSION.

COLUMN 1.	COLUMN 2.
MOPPETT, Douglas Frederick.	\$743
PERCIVAL, Harold Gregory.	\$157
RAINES, Ronald Bruce.	\$157
SCOTT, Walter Robert.	\$2,046
