

**TRANSPORT EMPLOYEES RETIREMENT BENEFITS
(AMENDMENT) ACT, 1979, No. 35**

New South Wales



ANNO VICESIMO OCTAVO

ELIZABETHÆ II REGINÆ

Act No. 35, 1979.

An Act to amend the Transport Employees Retirement Benefits Act, 1967, in relation to the benefits payable on the death of a contributor to the Transport Retirement Fund. [Assented to, 27th April, 1979.]

Transport Employees Retirement Benefits (Amendment).

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 :—

Short title. **1.** This Act may be cited as the "Transport Employees Retirement Benefits (Amendment) Act, 1979".

Amendment of Act No. 96, 1967. **2.** The Transport Employees Retirement Benefits Act, 1967, is amended—

Sec. 24.
(Entitle-
ment of
widow,
dependants,
etc.)

(a) by omitting section 24 (4) and by inserting instead the following subsection :—

(4) Where a contributor dies and does not leave a widow or any dependants, there shall be paid from the Fund to his personal representatives or, where he has no personal representatives, to such other person or persons as the Board may determine, an amount—

(a) in the case of a contributor with not less than ten years' service who dies on or after attaining the age of sixty years—equivalent to the amount that, pursuant to subsection (1) (a), would have been payable from the Fund had he left a widow or dependant;

(b) in the case of a contributor with not less than ten years' service who dies before attaining the age of sixty years—equivalent to one and one-half times the sum of the amounts referred to in subsection (1) (b) (i) and (ii) that would have been applicable had he left a widow or dependant; or

(c) in any other case—equivalent to the refund of his contributions.

Transport Employees Retirement Benefits (Amendment).

- (b) by inserting after section 26 (2) the following subsection :—
- (3) This section does not apply in relation to the payment of a benefit under section 24 (4).

Sec. 26.
(Minimum amount of lump sum benefit in certain cases.)

3. (1) Part III of the Transport Employees Retirement Benefits Act, 1967, as amended by this Act, applies in respect of a contributor who dies after the commencement of this Act.

Application of amendments.

(2) Part III of the Transport Employees Retirement Benefits Act, 1967, as in force before the commencement of this Act, applies in respect of a contributor who died before that commencement as if this Act had not been enacted.
