

1991
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Urban Services)

**Fire Brigade (Administration)
(Amendment) Bill (No. 2) 1991**

**A BILL
FOR**

**An Act to amend the *Fire Brigade (Administration)
Act 1974***

The Legislative Assembly for the Australian Capital Territory enacts as follows:

Short title

- 5 **1.** This Act may be cited as the *Fire Brigade (Administration)
(Amendment) Act 1991*.

Principal Act

2. In this Act, "Principal Act" means the *Fire Brigade (Administration)
Act 1974*.¹

Substitution

- 10 **3.** The heading to Division 2 of the Principal Act is omitted and the following heading substituted:

81128 1991/16 (T128/91)

"Division 2—Service of Members".

Insertion

4. After section 24 of the Principal Act the following section is inserted:

5 **Retirement benefit**

"24A. (1) Where a person—

(a) ceases to be a member of the Brigade pursuant to subsection 24 (1); and

10 (b) immediately before so ceasing was a contributor to the Superannuation Fund established under the Superannuation Act;

that person is entitled to a benefit of an amount ascertained in accordance with the formula $A \times B \times 0.017$ where—

(c) A is the final annual rate of salary of the person; and

15 (d) B is the number of completed years of continuous service with the Brigade.

"(2) Where, prior to the person becoming a member of the Brigade, the person had—

(a) a relevant period of service that was continuous with his or her service with the Brigade; or

20 (b) 2 or more relevant periods of service that were continuous with each other and with his or her service with the Brigade;

that relevant period of service or those relevant periods of service shall, for the purpose of paragraph (1) (d), be taken to be a continuous period of service with the Brigade.

25 "(3) In this section—

'final annual rate of salary' has the same meaning as in the Superannuation Act;

'relevant period of service' means—

30 (a) a period of service with a body that performs, in a State or another Territory, functions similar to those of the Brigade; or

(b) a period of service with the Brigade or with a body that performed similar functions in the Territory before the establishment of the Brigade;

35 'Superannuation Act' means the *Superannuation Act 1976* of the Commonwealth."

NOTE

1. Ordinance No. 52, 1974 as amended by Nos. 4, 10 and 38, 1975; No. 46, 1978; No. 38, 1980; No. 21, 1982; Nos. 3, 21 and 38, 1989; Act No. , 1991