

EXTRAORDINARY



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[No. 2084.

KAAPSTAD, 29 MEI 1968.

DEPARTMENT OF THE PRIME MINISTER.

No. 963]

[29th May, 1968.

It is hereby notified that the State President has assented to the following Acts which are hereby published for general information:—

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No. 48 of 1968: Judges' Remuneration and Pensions
Amendment Act, 1968 3

No. 48, 1968.]

ACT

To increase the non-taxable and non-pensionable allowances and the pensions payable to judges and for that purpose to amend the Judges' Remuneration and Pensions Act, 1959; to increase the pensions payable to judges who became entitled to the payment of pensions before the first day of April, 1964, and for that purpose to amend the Judges' Salaries and Pensions Amendment Act, 1964.

(English text signed by the State President.)

(Assented to 16th May, 1968.)

BE IT ENACTED by the State President, the Senate and the House of Assembly of the Republic of South Africa, as follows:—

1. Section 1 of the Judges' Remuneration and Pensions Act, 1959 (hereinafter referred to as the principal Act), is hereby amended by the substitution for subsection (1) of the following subsection:

Amendment of section 1 of Act 73 of 1959, as substituted by section 2 of Act 5 of 1966.

“(1) Any person who holds office, whether in an acting or permanent capacity, as Chief Justice of South Africa, judge of appeal of the Appellate Division of the Supreme Court of South Africa or judge president or judge of a provincial or local division of the said court, shall be paid monthly in respect thereof a salary at the rate specified in the second column of the First Schedule opposite the designation of the office in which he serves and, in addition to the allowances referred to in section 4, a non-pensionable allowance at the rate of two thousand seven hundred rand per annum.”

2. (1) Section 3 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:

Amendment of section 3 of Act 73 of 1959, as substituted by section 1 of Act 20 of 1964.

“(2) Such person shall be paid monthly at the rate of twenty per cent per annum of the annual salary attaching at the time of such person's retirement or removal from office, as the case may be, to the office then held by him in a permanent capacity and, in respect of every full year (if any) by which his period of continuous service referred to in subsection (1) exceeds five years, a further four per cent per annum of that salary: Provided that the annual amount of such pension shall not exceed an amount equal to sixty per cent of the said salary.

(2) The provisions of subsection (1) shall also apply in respect of any person who has retired from office in terms of section 2 of the principal Act on or after the first day of April, 1964.”

3. Section 1 of the Judges' Salaries and Pensions Amendment Act, 1964, is hereby amended by the substitution for the proviso to subsection (2) of the following proviso:

Amendment of section 1 of Act 20 of 1964.

“Provided that the annual amount of the said pension paid to any such person shall be increased by one thousand rand with effect from the first day of April, 1968.”

4. This Act shall be called the Judges' Remuneration and Pensions Amendment Act, 1968, and shall be deemed to have come into operation on the first day of April, 1968.

Short title.