

No. 16, 1945.]

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# ACT

## To amend the Railways and Harbours Service Act, 1912, the Railways and Harbours Service Act, 1925, and the Railways and Harbours Superannuation Fund Act, 1925.

(Afrikaans Text signed by the Officer Administering the Government.)

(Assented to on 24th April, 1945.)

BE IT ENACTED by the King's Most Excellent Majesty, the Senate and the House of Assembly of the Union of South Africa, as follows:—

Amendment of section 35 of Act 28 of 1912, as amended by section 60 of Act 24 of 1925.

1. (1) Section *thirty-five* of the Railways and Harbours Service Act, 1912, is hereby amended by the substitution in paragraph (d) of sub-section (2), for the words "two hundred and eight" of the words "two hundred".

(2) Sub-section (1) shall be deemed to have come into operation on the twenty-fifth day of September, 1944.

Amendment of section 12 of Act 23 of 1925 as substituted by section 5 of Act 18 of 1938 and amended by section 6 of Act 15 of 1940.

2. (1) Section *twelve* of the Railways and Harbours Service Act, 1925, is hereby amended by the designation of the existing section as sub-section (1) and the addition thereto of the following sub-section:

"(2) A servant whose services are dispensed with for reasons other than those mentioned in sub-section (1) or who resigns shall, on termination of his service, be entitled to payment by the Administration of his emoluments in respect of any period of non-accumulative vacation leave which has accrued to him after the thirty-first day of December, 1944, and which may, at the date upon which his service terminates, be standing to his credit: Provided that the servant may be required to take the whole or any portion of such leave during the currency of any period of notice preceding the termination of his service."

(2) Sub-section (1) shall be deemed to have come into operation on the first day of January, 1945.

Amendment of section 8 of Act 24 of 1925 as amended by section 2 of Act 16 of 1932.

3. (1) Section *eight* of the Railways and Harbours Superannuation Fund Act, 1925, is hereby amended—

(a) by the substitution, in sub-section (1), for the figures "4½, 5, 5½, 6, 6½" appearing under the heading "Percentage of pensionable emoluments", of the figures "5, 5½, 6, 6½, 7" respectively;

(b) by the substitution, in sub-section (2), for the figures "4, 4½, 5, 5½, 6, 6½" appearing under the heading "Percentage of pensionable emoluments", of the figures "4½, 5, 5½, 6, 6½, 7" respectively.

(2) Sub-section (1) shall be deemed to have come into operation on the first day of October, 1944, in the case of officers and of employees paid on a calendar month basis, and on the twenty-fifth day of September, 1944, in the case of all other employees.

Amendment of section 11 of Act 24 of 1925 as amended by section 2 of Act 30 of 1926.

4. (1) Section *eleven* of the Railways and Harbours Superannuation Fund Act, 1925, is hereby amended—

(a) by the substitution for paragraph (b) of sub-section (2), of the following paragraph:

"(b) an employee remunerated at a monthly rate of pay shall contribute on thirty times his daily pensionable emoluments or on two hundred and thirty times his hourly pensionable emoluments whichever may be applicable;"

(b) by the substitution in paragraph (d) of sub-section (2), for the words "two hundred and forty" of the words "two hundred and thirty".

(2) Sub-section (1) shall be deemed to have come into operation on the twenty-fifth day of September, 1944.

Amendment of section 57 of Act 24 of 1925 as amended by section 3 of Act 16 of 1932.

5. (1) Section *fifty-seven* of the Railways and Harbours Superannuation Fund Act, 1925, is hereby amended by the substitution for the words "four and one-quarter" of the words "four and three-quarters".

(2) Sub-section (1) shall be deemed to have come into operation on the first day of October, 1944, in the case of officers and of employees paid on a calendar month basis and on the twenty-fifth day of September, 1944, in the case of all other employees.

Short title,

6. This Act shall be called the Railways and Harbours Acts Amendment Act, 1945.

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