

No. 21, 1962.]

Please note that most Acts are published in English and another South African official language. Currently we only have capacity to publish the English versions. This means that this document will only contain even numbered pages as the other language is printed on uneven numbered pages.

ACT

To consolidate the law relating to the prohibition of the alienation in any manner of certain statutory pensions, annuities, gratuities and allowances.

(English text signed by the State President.)
(Assented to 7th March, 1962.)

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

1. For the purposes of this Act "pension" means any annuity, gratuity or compassionate allowance or other similar benefit when payment thereof is authorized or empowered by any law (other than any law which makes special provision in respect of the matters dealt with in this Act) or statutory regulation in respect of any service or employment. Definition.

2. (1) No pension or right to a pension shall be capable of being assigned or transferred or otherwise ceded or of being pledged or hypothecated, nor shall the same or any contributions made by any person towards a pension be liable to be attached or subjected to any form of execution under a judgment or order of a court of law. Alienation of statutory pensions prohibited.

(2) If the beneficiary attempts to assign, transfer or otherwise cede, or to pledge or hypothecate a pension or right to a pension, payment of the pension may be made by the authority liable to pay the pension to any one or more of the dependants of the beneficiary or to a trustee for such dependant or dependants during such period as the said authority may determine.

3. The Statutory Pensions Protection Act, 1923, is hereby repealed: Provided that anything done under any provision of the said Act, shall be deemed to have been done under the corresponding provision of this Act. Repeal of Act 10 of 1923.

4. This Act shall be called the Statutory Pensions Protection Act, 1962. Short Title.