

Law Officers

No. 152 of 1968

An Act to amend section 16 of the *Law Officers Act* 1964.

[Assented to 10 December 1968]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

Short title and citation.

- 1.—(1.) This Act may be cited as the *Law Officers Act* 1968.
- (2.) The *Law Officers Act* 1964,* as amended by this Act, may be cited as the *Law Officers Act* 1964–1968.

Commencement.

2. This Act shall come into operation on the day on which it receives the Royal Assent.

* Act No. 91, 1964.

3. Section 16 of the *Law Officers Act 1964* is amended—Pension of
Solicitor-
General.

- (a) by omitting sub-sections (1.) and (2.) and inserting in their stead the following sub-sections:—

“(1.) Subject to this section, the provisions of the *Judges’ Pensions Act 1968* other than sub-section (3.) of section six (including the provisions relating to widows and children) apply to and in relation to a person who is or has been a Solicitor-General as though the Solicitor-General were or had been a Judge and as though his service (whether in continuous periods or not) as Solicitor-General were service as a Judge.

“(2.) If a person becomes a Judge and, at any time before his appointment as a Judge, he held office as Solicitor-General, the period of his service as Solicitor-General shall, for the purposes of sections six and seven of the *Judges’ Pensions Act 1968*, be added to, and be deemed to be part of, his period of service as a Judge and—

- (a) if, at the time of his so becoming a Judge, he is in receipt of a pension by virtue of sub-section (1.) of this section—that pension ceases to be payable; or
- (b) if, at that time, he is not so in receipt of a pension—no pension becomes payable by virtue of that sub-section by reason of his having held office as Solicitor-General.”;

- (b) by omitting from sub-sections (3.), (6.) and (7.) the words “the *Judges’ Pensions Act 1948–1961*” and inserting in their stead the words “the *Judges’ Pensions Act 1968*”;

- (c) by omitting from sub-section (6.) the words “the reference” and inserting in their stead the words “a reference”;

- (d) by inserting after sub-section (7.) the following sub-section:—

“(7A.) In the foregoing provisions of this section, ‘Judge’ means a Judge within the meaning of the *Judges’ Pensions Act 1968*.”; and

- (e) by omitting from sub-section (9.) the word “, allowances”.