



CHAPTER 91.

An Act to amend the "Teachers' Pensions Act."

1940, c. 52, 1941-42,
c. 44, 1943, c. 84;
1944, c. 50, 1946,
c. 74

[Assented to 3rd April, 1947.]

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

1. This Act may be cited as the "Teachers' Pensions Act Amendment Act, 1947." Short title

2. Section 3 of the "Teachers' Pensions Act," being chapter 52 of the Statutes of 1940, is amended by adding the following as clause (d):— Amends s. 3

"(d.) Every teacher who is retained in the employ of a Board of School Trustees in a position other than teaching."

3. Section 5 is amended by striking out "(3)" in the fifth line of subsection (4), and substituting "(4)"; and by striking out "(3)" in the sixth line of subsection (4), and substituting "(5)." Amends s. 5

4. Section 6 is amended by inserting after "Commissioner," in the third line of subsection (2), as enacted by clause (b) of section 3 of chapter 44 of the Statutes of 1941-42, "to make lump-sum payments or." Amends s. 6

5. Section 6 is further amended by adding at the end of subsection (2), as amended by section 2 of chapter 50 of the Statutes of 1944, the words "but no such increase shall be permitted unless the employee first submits evidence of insurability acceptable to the Commissioner." Further amends s. 6

6. Section 8 is amended by renumbering the present section as subsection (1), and adding the following as subsection (2):— Amends s. 8

"(2.) The contributions required pursuant to subsection (1) shall be paid to the Commissioner out of the appropriation provided in accordance with the 'Special Assistance in the Cost of Education Act Amendment Act, 1946.'"

Retroactive effect. 7. Section 6 shall be retroactive and shall have effect as and from the first day of April, 1946.

Amends s. 9. 8. Section 9 is amended by inserting after "of," in the fourth line of subsection (1), the words "full-time"; and by inserting after "of," in the eighth line of subsection (2), the words "more than."

Amends s. 11. 9. Section 11 is amended by inserting after "event," where it occurs in the fifth line of the words added to subsection (2) by section 3 of chapter 74 of the Statutes of 1946, the words "subject to the approval of the Teachers' Pensions Board."

Amends s. 15. 10. Section 15 is amended by striking out subsection (4), and substituting the following as subsections (4) and (5) :—

"(4.) The Commissioner shall require further medical examination in the manner prescribed in subsection (3) not more often than once a year, and if the Commissioner finds that the employee has ceased to be totally and permanently disabled within the meaning of subsection (3) before reaching retiring age, his disability allowance shall ipso facto be suspended; and, subject to the provisions of subsection (5), the employee shall be entitled to receive the refund value of the retirement annuity portion of his disability allowance as determined by the actuary in an amount not greater than the employee's contributions to the Fund, and he shall not be entitled to any further benefits under this Act.

"(5.) In the event of the employee again entering the service of an employer under this Act before reaching retiring age, the refund value under subsection (4) shall not be paid to the employee, but shall be used to provide a retirement annuity, and the employee shall make the regular monthly contribution to the Fund pursuant to section 6, and the service pension to which he is entitled shall be based on the total service he has rendered to employers under this Act up to the date of retirement."

Amends s. 27. 11. Section 27 is amended by adding the following as subsection (3) :—

"(3.) The Teachers' Pensions Board shall consider all cases involving deferred benefits pursuant to subsection (2) of section 11."

VICTORIA, B.C. :

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