

*"Clergy Provident Fund Ordinance of 1906 (Sydney)  
Amending Ordinance 1940."*

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No. 19, 1940.

AN ORDINANCE to amend the Clergy Provident Fund Ordinance of 1906 (Sydney) and for purposes connected therewith.

WHEREAS it is expedient to amend the Clergy Provident Fund Ordinance of 1906 (Sydney) (hereinafter called the Ordinance of 1906) and the Clergy Provident Ordinance 1906 (Sydney) Amending Ordinance 1939 (hereinafter called the Ordinance of 1939).

AND WHEREAS acting on the advice of their Actuary the Board have from time to time accepted applications for membership of the Clergy Provident Fund on the footing that the provisions of Clauses Two Five Six and Eight of this Ordinance were in force at the respective dates of such acceptances and it is expedient to ratify and confirm such acceptances.

The Synod of the Diocese of Sydney ordains and rules as follows:—

1. This Ordinance shall be read with the Ordinance of 1906 as amended by subsequent Ordinances.

2. (1) The Ordinance of 1906 is amended by omitting from each of the Tables A, B, and C in Schedule B the figures and words "40 or over" and inserting in lieu thereof the words and figures "over 40 but not exceeding 45" and by inserting at the end of each of such tables the figures and words following:—

"Over 45 . . . . Such subscriptions to each fund as the Board on the advice of their Actuary shall determine."

(2) The amendment made by sub-clause one of this clause is subject to the provisions of clause ten hereof.

3. (1) The Table of alternative Annual Subscriptions to the Widows' and Orphans' Fund provided for by Clause Two of the Ordinance of 1939 is hereby designated Table D and shall be deemed to form part of and to be inserted in Schedule B aforesaid immediately after Table C.

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(2) Table D is amended by inserting at the end thereof the words and figures following:—

"Over 45 . . . Such subscriptions as the Board on the advice of their Actuary shall determine."

4. Clause One of the Ordinance of 1939 is hereby repealed and for all purposes shall be deemed never to have come into force and there shall be paid to those persons who have been affected thereby such benefits as they would have received but for the provisions thereof.

5. A member may at any time become a subscriber to the Fund under any one of the Tables in Schedule B in substitution for the Table under which he is then a subscriber subject to the following conditions:—

(1) He shall give the Board written notice of the substituted Table under which he wishes to subscribe.

(2) He shall pay to the Fund all subscriptions for which he is then liable and all interest on subscriptions at any time overdue.

(3) After becoming a subscriber under the substituted Table he shall thereafter pay to the Fund the same rate of subscription as he would have paid if his existing membership had originally been under such Table.

(4) If he shall elect to become a subscriber under a Table which provides for a higher rate of subscription than the Table under which he then subscribes he shall only be entitled to do so upon proof of health satisfactory to the medical advisor of the Board and he shall pay to the Fund as the Board may direct either:—

(a) Such a lump sum as the Board acting on the advice of their Actuary shall determine or

(b) Such increases of the subscriptions payable by the member as prescribed by Sub-section Three of this Section as the Board acting on the advice of their Actuary shall determine.

6. Where a member at the date of becoming a subscriber to the Widows' and Orphans' Fund under Tables A, B or C is over 45 years of age and is more than five years older than his wife then the subscription to such Fund which otherwise would be payable by him shall be increased by fourteen shillings for

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each year or portion of a year that his age exceeds his wife's age by more than five years.

7. Where a member on becoming a subscriber to the Widows' and Orphans' Fund under Table D is more than five years older than his wife then the subscription to such Fund which otherwise would be payable by him shall be increased by such amount as the Board shall determine on the advice of their Actuary.

8. If in the opinion of the Board it is inexpedient for some good and sufficient reason to accept a proposal for membership of the Fund for superannuation or for Widows' and Orphans' Pensions at the appropriate rate of subscription prescribed in Schedule B but it is expedient to accept such application at some increased rate the Board may accept such application at such increased rate as it may determine acting on the advice of their Actuary.

9. The hereinbefore recited actions of the Board in accepting certain applications for membership of the Superannuation Fund and the Widows' and Orphans' Fund on the footing that the provisions of Clauses Two Five Six and Eight were in force at the dates of such acceptances are hereby ratified and confirmed and such Clauses shall be deemed to have commenced upon the date the Ordinance of 1906 came into force and the conditions of such sections shall in all respects be deemed to have been fulfilled so far as they have relation to the actions of the Board hereby ratified and confirmed.

10. (1) The Ordinance of 1906 is amended by omitting Tables A, B and C of Schedule B thereto and inserting in lieu thereof Tables A, B and C set forth in the Schedule to this Ordinance.

(2) This Clause shall commence on the first day of January One thousand nine hundred and forty-one and from and after that date the subscriptions to be paid to the Fund shall be those contained in the substituted Tables, and the same shall apply in all cases of existing new members as well as future members.

11. Clause Twenty-seven of the Ordinance of 1906 is repealed and the following Clause is inserted in lieu thereof:—

27 (1) If a new member shall die before superannuation or before receiving one year's superannuation allowance

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leaving a widow or child under the age of sixteen years then subject as provided in this clause there shall be paid to his legal representative an amount equal to all subscriptions heretofore or hereafter paid to the Superannuation Fund in respect of his membership, exclusive however of payments made on account thereof out of moneys from the "Walter and Eliza Hall Trust" or "The Reserve Fund."

- (2) If the member so dying became a member on or after the first day of January 1915 the sum so to be returned shall not exceed five pounds for each year's subscription paid in respect of his membership.
- (3) If any interest chargeable on overdue subscriptions is unpaid it shall be deducted from the amount payable under this clause.

12. Clause Thirty-seven of the Ordinance of 1906 is repealed and the following clause is inserted in lieu thereof:—

- 37 (1) If a new member shall resign his license or be deprived thereof there shall be paid to him in respect of all subscriptions heretofore or hereafter paid to the Fund in respect of his membership exclusive however of payments made on account thereof out of moneys from the "Walter and Eliza Hall Trust" or "The Reserve Fund."
  - (a) A sum equal to the subscriptions paid during the first ten years of his membership.
  - (b) A sum equal to two-thirds of the subscriptions paid after the first ten years of his membership.
- (2) A new member who shall not have been deprived of his license may continue to be a member and shall be entitled to participate in the benefits of the Fund on payment of his full subscription under Schedule Rates, although he may no longer be a resident within the Commonwealth of Australia.

13. This Ordinance may be cited as the "Clergy Provident Fund Ordinance of 1906 (Sydney) Amending Ordinance 1940."

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SCHEDULE.

TABLE A.

Age at Entry.	Annual sub. to Superannuation Fund.			Annual sub. to Widows' and Orphans' Fund		
	£	s.	d.	£	s.	d.
25 or under ... ..	15	0	0	11	4	0
Over 25 but not exceeding 30 .	17	0	0	12	4	0
Over 30 but not exceeding 35 .	20	0	0	13	4	0
Over 35 but not exceeding 40 .	22	0	0	14	4	0
Over 40 but not exceeding 45 .	23	0	0	15	4	0
Over 45 ... ..	25	0	0	15	4	0

TABLE B.

Age at Entry.	Annual sub. to Superannuation Fund.			Annual sub. to Widows' and Orphans' Fund		
	£	s.	d.	£	s.	d.
25 or under ... ..	12	0	0	9	0	0
Over 25 but not exceeding 30 .	13	12	0	9	16	0
Over 30 but not exceeding 35 .	16	0	0	10	12	0
Over 35 but not exceeding 40 .	17	12	0	11	8	0
Over 40 but not exceeding 45 .	18	8	0	12	4	0
Over 45 ... ..	20	8	0	12	4	0

TABLE C.

Age at Entry.	Annual sub. to Superannuation Fund.			Annual sub. to Widows' and Orphans' Fund		
	£	s.	d.	£	s.	d.
25 or under ... ..	9	19	4	7	9	4
Over 25 but not exceeding 30 .	11	6	0	8	2	8
Over 30 but not exceeding 35 .	13	6	0	8	16	0
Over 35 but not exceeding 40 .	14	12	8	9	9	4
Over 40 but not exceeding 45 .	15	6	0	10	2	8
Over 45 ... ..	17	6	0	10	2	8

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I certify that the Ordinance as printed is in accordance with the Ordinance as reported.

R. C. ATKINSON,

Chairman of Committees.

We certify that this Ordinance was passed this fifteenth day of November, 1940.

S. H. DENMAN } Secretaries of  
A. L. BLYTHE. } the Synod

I assent to this Ordinance.

HOWARD SYDNEY.

November 25, 1940.