

BILL

No. 32 of 2006-07

An Act to amend *The Superannuation (Supplementary Provisions) Act* and to make consequential amendments to *The Provincial Court Act, 1998*

(Assented to)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Superannuation (Supplementary Provisions) Amendment Act, 2006*.

R.S.S. 1978, c.S-64 amended

2 *The Superannuation (Supplementary Provisions) Act* is amended in the manner set forth in this Act.

Section 36.1 amended

3 **Subsection 36.1(3) is amended by adding** “in the period ending on March 31, 2007” **after** “each subsequent year”.

New section 36.2

4 **The following section is added after section 36.1:**

“Increases in superannuation allowances for 2007 and subsequent years

36.2(1) In this section:

- (a) **‘adjustment date’** means, with respect to a year, April 1 in that year;
- (b) **‘Consumer Price Index’** means the annual average of the all-items Consumer Price Index for Saskatchewan for a calendar year, as released by Statistics Canada;
- (c) **‘superannuation allowance’**:
 - (i) with respect to the first year to which this section applies, means the monthly amount of a superannuation allowance as defined in clause 36.1(1)(b);
 - (ii) with respect to a subsequent year to which this section applies, means the total of:
 - (A) the monthly amount of a superannuation allowance as defined in clause 36.1(1)(b);
 - (B) the amount I_p , if any, granted pursuant to subsection (5); and
 - (C) the amounts I granted pursuant to subsection (4).

(2) On and from April 1, 2007, superannuation allowances shall be increased in accordance with subsection (4) or (5) on the adjustment date in each year in which there is an increase in the Consumer Price Index determined in accordance with subsection (3).

(3) For the purposes of this section, there is an increase in the Consumer Price Index for a year if the value C, determined in accordance with the following formula, is greater than zero:

$$C = (CPI_1 \div CPI_2) - 1$$

where:

CPI₁ is the Consumer Price Index for the year immediately preceding the year in which the value C is being determined; and

CPI₂ is the Consumer Price Index for the year immediately preceding the year for which CPI₁ is determined.

(4) Subject to subsections (5) and (6), for the purposes of subsection (2), the amount of an increase in a superannuation allowance is the amount I calculated in accordance with the following formula:

$$I = S \times 0.7 \times C$$

where:

S is the amount of the superannuation allowance to be increased; and

C is the value C determined pursuant to subsection (3).

(5) Subject to subsection (6), where an employee commences receiving a superannuation allowance less than one year before an adjustment date, the amount of the employee's increase is the amount I_p determined in accordance with the following formula:

$$I_p = (S \times 0.7 \times C) \times \frac{N}{12}$$

where:

S is the amount of the superannuation allowance to be increased;

C is the value C determined pursuant to subsection (3); and

N is the number of months in which a superannuation allowance is paid to the employee before the adjustment date.

(6) The total of the amounts I or I_p calculated pursuant to subsection (4) or (5) for a period must not exceed the maximum permitted for that period pursuant to regulations made pursuant to subsection 147.1(18) of the *Income Tax Act* (Canada)".

S.S. 1998, c.P-30.11, section 27 amended

5(1) Section 27 of *The Provincial Court Act, 1998* is amended in the manner set forth in this section.

(2) The following subsection is added after subsection (1):

“(1.01) Subject to subsection (2), a person described in subsection (1.1) shall be paid a supplementary allowance that is equal to the increase that would be provided to the person pursuant to section 36.2 of *The Superannuation (Supplementary Provisions) Act* if the person were entitled to a superannuation allowance pursuant to that Act”.

(3) The portion of subsection (1.1) preceding clause (a) is amended by striking out “Subsection (1) applies” and substituting “Subsections (1) and (1.01) apply”.

(4) Subsection (2) is amended by adding “or (1.01)” after “subsection (1)”.

Coming into force

6 This Act comes into force on assent.

THIRD SESSION
Twenty-fifth Legislature
SASKATCHEWAN

B I L L

No. 32 of 2006-07

An Act to amend *The Superannuation (Supplementary Provisions) Act* and to make consequential amendments to *The Provincial Court Act, 1998*

Received and read the

First time

Second time

Third time

And passed

Honourable Andrew Thomson
