



NORTHERN TERRITORY OF AUSTRALIA

No. 53 of 1990

AN ACT

to amend the *Supreme Court (Judges Long Leave Payments) Act*

[Assented to 15 October 1990]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Supreme Court (Judges Long Leave Payments) Amendment Act 1990*.

2. PRINCIPAL ACT

The *Supreme Court (Judges Long Leave Payments) Act* is in this Act referred to as the Principal Act.

3. PAYMENT ON RETIREMENT OR DEATH OF JUDGE

Section 4 of the Principal Act is amended by adding at the end the following:

"(3) Where -

- (a) a Judge (not being a Judge to whom subsection (1) applies) is to cease to hold office as a Judge on attaining a particular age, and the Judge ceases to be a Judge on attaining that age; and
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- (b) at the time of the Judge's so ceasing, the period of his or her service as a Judge was not less than 6 years,

an amount calculated in accordance with subsection (5) is payable in accordance with this Act.

"(4) Where -

- (a) a Judge (not being a Judge to whom subsection (1) applies) retires; and
- (b) the Attorney-General certifies under section 4(2) of the *Supreme Court (Judges Pensions) Act* that the retirement is due to permanent disability or infirmity,

an amount calculated in accordance with subsection (5) is payable in accordance with this Act.

"(5) The amount payable under subsection (3) or (4) in respect of a Judge is an amount equal to the judicial salary of the Judge for a period of weeks calculated at the rate of 5.2 weeks for each completed year of service as his or her service as a Judge, other than any period of such service in respect of which the Judge has taken long leave or has been paid in lieu of such leave."

4. FURTHER AMENDMENTS

The Principal Act is further amended as set out in the Schedule.

SCHEDULE

Section 4

Provision	Amendment	
	omit	substitute
Section 3(1) - definition of "judicial salary"	"his retirement"	"his or her retire ment"
Section 3(2)	"his period of service"	"his or her period of service"
Section 4(1)(b)	"he has completed"	"he or she has completed"

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Provision	Amendment	
	omit	substitute
Section 4(2)(b)	"his service"	"his or her service"
Section 5(2)	"widow" (three times occurring)	"widow or widower"