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REPUBLIC OF NAURU

PUBLIC SERVICE ACT 1961 - 1979

SECTION 44 : PUBLIC HOLIDAY

IT IS HEREBY notified for general information that pursuant to Section 44(1) of the Public Service Act 1961-1979, Tuesday the 17th day of May, 1983 will be observed as a Public Holiday by officers and employees of the Public Service to commemorate the 15th Anniversary of the Republic's Constitutional Day.

DATED this 3rd day of May, 1983.

T.W. Star
CHIEF SECRETARY

G.N.No.253/1983.

SUPERANNUATION FUND (SURPLUS) REGULATIONS 1983

(UNDER SECTION 61 OF THE SUPERANNUATION
ACT 1966-1973)

In exercise of the powers conferred by Section 61 of the Superannuation Act 1966-1973, the President in Cabinet hereby makes the following regulations:-

TITLE

1. These Regulations may be cited as the Superannuation Fund (Surplus) Regulations, 1983.

G.N.No.253/1983(Cont'd).

INTERPRETATION

2. In these Regulations, unless the contrary intention appears -

- (a) 'Act means the Superannuation Act, 1966-1973;
- (b) 'Contributor' means an officer of the Republic who on the 30th day of June 1979 was obliged to contribute to the Fund under and in accordance with Part IV of the Act;
- (c) 'Pensioner' means a person who on the 30th day of June 1979 was entitled to a pension payable under and in accordance with Part V of the Act not being a pension payable under Section 43 or 44 thereof;
- (d) 'Surplus' means the sum of \$ 1,616,400 found to be a surplus existing in the Fund as a result of the actuarial investigation carried out under Section 18 of the Act;
- (e) Words and expression used herein and not defined but defined in the Act shall have the meaning assigned to them in Act.

ALLOCATION OF THE SURPLUS

3. The Nauru Superannuation Board shall make allocation of the Surplus as specified below:-

- (a) The sum of \$ 216,500 shall be paid to the contributors to the extent and in the manner prescribed by regulation 4;
- (b) The sum of \$ 434,500 shall be paid to the pensioners to the extent and in the manner prescribed by regulation 5;
- (c) The sum of \$ 549,000 shall be paid to the Republic of Nauru; and
- (d) The balance, that is to say the sum of \$ 416,400 shall be retained in the Superannuation Fund established by the Act.

G.N.No.253/1983(Cont'd).

PAYMENT TO CONTRIBUTORS

4. The sum of \$ 216,500 required by regulation 3 to be paid to contributors by the Superannuation Board, shall be apportioned among contributors by the amount to be paid to each individual contributor being determined by application of the formula -

$$\text{\$ 216,500} \times \frac{C}{T} = A$$

where C is the aggregate of the contributions made by the contributor concerned, upto and including the 30th day of June 1979, T is the aggregate of the contributions made by all contributors upto and including the 30th day of June 1979 and A is the amount to be paid to the contributor concerned.

PAYMENT TO PENSIONERS

5. The sum of \$ 434,500 required by regulation 3 to be paid to pensioners by the Superannuation Board shall be apportioned among pensioners by the amount to be paid to each pensioner being determined by application of the formula -

$$\text{\$ 434,500} \times \frac{P}{W} = A$$

where P is the aggregate of the contributions made by the pensioner to the Superannuation Fund while he remained a contributor, W is the aggregate of the contributions made by all pensioners while they remained contributors and A is the amount to be paid to the pensioner concerned.

DECEASED CONTRIBUTORS AND PENSIONERS

6. Where a contributor or pensioner to whom a payment is required by these regulations would otherwise fall to be made -
- (a) has died before the commencement of these regulations; or
 - (b) dies after the commencement of these regulations but before such payment is made

G.N.No.253/1983 (Cont'd).

that payment shall be made -

- (i) to his widow; or
- (ii) if there be no such widow alive at the time then to his child or if there be more than one child, then to all such children in equal shares; or
- (iii) if there be no widow or children at the time, then to such person or persons as the Nauru Lands Committee may determine to be entitled thereto in accordance with Administration Order No.3 of 1938 as if the relevant sum had formed part of the deceased contributor's or pensioner's personal property on the date of his death but subject to appeal as provided under Section 7 of the Nauru Lands Committee Ordinance 1956-1963.

CHILDREN'S PENSIONS

- 7. In addition to the pension payable to the widow of a male pensioner in respect of her children referred to in Clause (b) of sub-section (1) of Section 43 of the Act or to the guardian of a child referred to in sub-section (3) of that Section there shall be paid to the widow of such male pensioner or as the case may be to the guardian of the child further pension @ \$5.00 per week.

DATED this 3rd day of May, 1983.

T.W. Star
SECRETARY TO CABINET