

1974

## c 138 The City of Belleville Act, 1974

Ontario

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## CHAPTER 138

**An Act respecting the City of Belleville***Assented to April 26th, 1974*

**W**HEREAS The Corporation of the City of Belleville Preamble hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1. In this Act,**Interpretation

- (a) "Corporation" means The Corporation of the City of Belleville;
- (b) "council" means the council of the Corporation;
- (c) "employee" means the city clerk of the Corporation, namely Adam S. Stalker.

**2. Notwithstanding any general or special Act, the council** Retirement allowance may pass a by-law granting an annual retirement allowance, payable weekly, monthly or otherwise, to the employee during his life, if he has had continuous service for at least twenty years with the Corporation and if he,

- (a) is retired because of age; or
- (b) while in the service of the Corporation has become incapable through illness or otherwise of efficiently discharging his duties,

provided that no retirement allowance together with the amount of any pension payments payable to the employee in any year under a pension plan of the Corporation will exceed three-fifths of his average annual salary for the preceding three years of his service.

**3. Where the council grants an annual retirement allow-** Allowance to surviving spouse  
ance to the employee under section 2, the by-law may include

provision for continuing the allowance to the surviving spouse, if any, during her life, in an amount not exceeding one-half of the annual allowance payable to the employee.

Application  
of  
R.S.O. 1970,  
c. 284

4. Subsection 2a of section 239 of *The Municipal Act* applies *mutatis mutandis* to the spouse of the employee as if the employee had been eligible for a retirement allowance under such section 239.

Commence-  
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The City of Belleville Act, 1974*.