

#### Cash Paymaster Services- case

[26] It would make no sense for the Act to make provision for an agreed retirement age if such an agreement would not be binding on the employer if there is a normal retirement age for employees employed in the relevant capacity. What makes sense is precisely what the law is, namely, where there is an agreed retirement age, that agreement governs the position irrespective of the existence or otherwise of a normal retirement age for employees employed in the relevant capacity. Where there is no agreed retirement age but there is a normal retirement age for employees employed in the relevant capacity, the position is governed by the normal retirement age for employees employed in that capacity.