

HER department head, any member who has had five or more years of creditable service may be retired by the board of trustees on an ordinary disability retirement allowance, [provided that] IF the medical board, after a medical examination of [such] THE member, [shall certify that such] CERTIFIES THAT THE member is mentally or physically incapacitated for the further performance of duty, that [such] THE incapacity is likely to be permanent, and that [such] THE member should be retired for the good of the Department.

(4) (a) Upon retirement for ordinary disability a member shall receive a service retirement allowance if he OR SHE has attained the age of 50, otherwise he OR SHE shall receive an ordinary disability retirement allowance which shall be computed as one forty-fifth of his OR HER average final compensation for each of the first [twenty-five] 25 years of creditable service and one ninetieth of his OR HER average final compensation for each year after the first [twenty-five] 25 years of creditable service, but in no event shall the total retirement allowance be less than [thirty-five per centum of his] 35 PERCENT OF HIS OR HER average final compensation.

(b) Effective July 1, 1973, the provisions of this subsection [shall be] ARE applicable to members who retired prior to July 1, 1973.

(5) Upon the application of a member or of the head of his OR HER department, any member who has been totally and permanently incapacitated for duty arising out of or in the course of the actual performance of duty, without wilful negligence on his OR HER part, shall be retired by the board of trustees, [provided that] IF the medical board [shall certify] CERTIFIES that [such] THE member is mentally or physically incapacitated for the further performance of duty, that [such] THE incapacity is likely to be permanent, that [such] THE incapacity arose out of or was sustained in the course of the actual performance of duty without wilful negligence on the part of the member concerned, and that [such] THE member should be retired. No beneficiary entitled to a special disability retirement allowance shall receive any allowance on account of ordinary disability.

(6) Upon retirement for special disability a member shall receive a service retirement allowance if he OR SHE has attained the age of 50; otherwise he OR SHE shall receive a special disability retirement allowance which shall consist of:

(a) An annuity which shall be the actuarial equivalent of his OR HER accumulated contributions at the