

South Australia



**SUPERANNUATION (EMPLOYEE MOBILITY) AMENDMENT ACT  
1997**

**No. 9 of 1997**

**SUMMARY OF PROVISIONS**

1. Short title
2. Amendment of s. 22—Entry of contributors to the scheme



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**ELIZABETHAE II REGINAE**

A.D. 1997

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**No. 9 of 1997**

**An Act to amend the Superannuation Act 1988.**

*[Assented to 20 March 1997]*

The Parliament of South Australia enacts as follows:

**Short title**

1. (1) This Act may be cited as the *Superannuation (Employee Mobility) Amendment Act 1997*.

(2) The *Superannuation Act 1988* is referred to in this Act as "the principal Act".

**Amendment of s. 22—Entry of contributors to the scheme**

2. Section 22 of the principal Act is amended by inserting the following subsections after subsection (13):

(14) An employee may make an application for acceptance as a contributor under subsection (1) on or after 4 May 1994 if he or she—

- (a) had been a member of the Police superannuation scheme or the ETSA superannuation scheme; and
- (b) had resigned or retired from the employment that entitled him or her to membership of that scheme in order to take up employment to which this Act applies; and
- (c) had taken up that employment within three months after resignation or retirement from the previous employment; and
- (d) in the case of resignation from the previous employment, had preserved his or her benefits under the Police superannuation scheme or the ETSA superannuation scheme.

(15) Subject to subsection (16), the application referred to in subsection (14) must be made within three months after the employee commences employment to which this Act applies.

(16) An employee referred to in subsection (14) who commenced employment to which this Act applies during the period commencing on 3 February 1994 and ending on the commencement of the *Superannuation (Employee Mobility) Amendment Act 1997* may make an application for acceptance as a contributor under subsection (1) within three months after the commencement of that Act.

(17) The Board may not refuse an application by an employee referred to in subsection (14) on medical grounds and the only conditions that the Board may place on its acceptance of such an application are those conditions (if any) to which the employee's membership of the Police superannuation scheme or the ETSA superannuation scheme had been subject immediately before his or her retirement or resignation from the previous employment.

(18) An employee referred to in subsection (14) who is accepted as a contributor under subsection (1) is only entitled to his or her benefits under the Police superannuation scheme or the ETSA superannuation scheme after his or her employment to which this Act applies has terminated.

(19) In this section—

**"ETSA superannuation scheme"** means the ETSA Contributory Superannuation Scheme and includes a previous scheme or arrangement for the provision of superannuation benefits for employees of ETSA Corporation or another electricity corporation as defined in the *Electricity Corporations Act 1994* or employees of a predecessor of ETSA Corporation or another electricity corporation;

**"Police superannuation scheme"** means the old or new scheme of superannuation established by the *Police Superannuation Act 1990*.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

B. S. HETZEL, Governor's Deputy