

South Australia



**STATUTES AMENDMENT (CLOSURE OF
SUPERANNUATION SCHEMES) AMENDMENT
ACT 1994**

No. 57 of 1994

SUMMARY OF PROVISIONS

1. Short title
2. Commencement
3. Substitution of Part 4

PART 4

**FURTHER AMENDMENT OF SUPERANNUATION ACT 1988 AND
POLICE SUPERANNUATION ACT 1990**

8. Amendment of Superannuation Act 1988
9. Amendment of Police Superannuation Act 1990



ANNO QUADRAGESIMO TERTIO

ELIZABETHAE II REGINAE

A.D. 1994

No. 57 of 1994

An Act to amend the Statutes Amendment (Closure of Superannuation Schemes) Act 1994.

[Assented to 20 October 1994]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Statutes Amendment (Closure of Superannuation Schemes) Amendment Act 1994*.

(2) The *Statutes Amendment (Closure of Superannuation Schemes) Act 1994* is referred to in this Act as "the principal Act".

Commencement

2. This Act will come into operation on 20 October 1994.

Substitution of Part 4

3. Part 4 of the principal Act is repealed and the following Part is substituted:

**PART 4
FURTHER AMENDMENT OF SUPERANNUATION ACT 1988 AND
POLICE SUPERANNUATION ACT 1990**

Amendment of Superannuation Act 1988

8. The *Superannuation Act 1988* is amended—

- (a) by striking out from subsection (10) of section 22 "Subject to subsection (11)" and substituting "Subject to this section";
- (b) by inserting the following subsection after subsection (12) of section 22:

(13) An employee who is not a person referred to in subsection (11) may apply for acceptance as a contributor under subsection (1) on or after 4 May 1994 and before 1 July 1995 but if accepted the contributor will—

- (a) be a member of the Southern State Superannuation Scheme established by the *Southern State Superannuation Act 1994* on and from 1 July 1995 and will be taken to have elected to contribute to that scheme at the rate of 6 per cent of salary; and
- (b) will be taken to be under the age of 55 years and to resign from employment for the purposes of this Act on 30 June 1995 and to carry over the employee component of his or her accrued superannuation benefits on 1 July 1995 to his or her member's contribution account under the Southern State Superannuation Scheme and to carry over the employer component of those benefits on 1 July 1995 to his or her employer contribution account under that scheme.

Amendment of Police Superannuation Act 1990

9. The *Police Superannuation Act 1990* is amended by striking out subsections (1), (1a) and (1b) of section 16 and substituting the following subsections:

(1) Subject to this Act the following members of the police force must contribute to the Scheme:

- (a) a person who was appointed as a member of the police force on or before 3 May 1994;
- (b) a person appointed as a member of the police force pursuant to a written offer of appointment made before 4 May 1994;
- (c) a person appointed as a member of the police force following a period of cadetship that commenced on or before 31 May 1994;
- (d) a person appointed as a member of the police force on or before 31 March 1995 and who was previously employed by the State Transport Authority as a transit officer.

(1a) A person who is appointed as a member of the police force on or after 4 May 1994 but before 1 July 1995 (not being a person referred to in subsection (1)) must contribute to the Scheme but will—

- (a) be a member of the Southern State Superannuation Scheme established by the *Southern State Superannuation Act 1994* on and from 1 July 1995 and will be taken to have elected to contribute to that scheme at the rate of 4.5 per cent of salary; and
- (b) be taken to be under the age of 55 years and to resign from employment for the purposes of this Act on 30 June 1995 and to carry over the employee component of his or her accrued superannuation benefits on 1 July 1995 to his or her member's contribution account under the Southern State Superannuation Scheme and to carry over the employer component of those benefits on 1 July 1995 to his or her employer contribution account under that scheme.

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

ROMA MITCHELL Governor