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AJP

**LEGISLATIVE COUNCIL**

**Parliamentary Contributory Superannuation Amendment (Criminal Charges and Convictions) Bill 2017**

**First print**

**Proposed amendments**

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**No. 1 Repayment of pension already paid**

Page 3, Schedule 1 [3], lines 20-22. Omit all words on those lines. Insert instead:

- (a) the person ceases to have any entitlement to receive a pension or any further payment of a pension under this Part, and any pension already paid is to be repaid to the Fund, and

**No. 2 Refund of contributions by reducing amount required to be repaid**

Page 3, Schedule 1 [3], lines 30-38. Omit all words on those lines. Insert instead:

- (4A) If the person, before being convicted of the serious offence, had been in receipt of a pension or had received a lump sum payment pursuant to an election under section 20, the trustees may refund net contributions by deducting the amount of the refund from any pension already paid, or any lump sum payment, that the person is required to repay to the Fund under subsection (4).

**No. 3 Repayment of pension already paid**

Page 3, Schedule 1 [3], lines 41 and 42. Omit all words on those lines. Insert instead "person, reinstate the person's pension and repay to the person any amount of pension, or any part of the lump sum, that the person has repaid to the Fund".

**No. 4 Pension suspended until proceedings finalised**

Page 4, Schedule 1. Insert after line 18:

**[7] Section 19AA (8A)**

Insert after section 19AA (8):

- (8A) Criminal proceedings that result in a person being convicted or acquitted are still pending for the purposes of this section until they are finalised for the purposes of this section.