

FIRST PRINT

**POLICE ASSOCIATION EMPLOYEES
(SUPERANNUATION) AMENDMENT BILL 1987**

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Superannuation Administration Bill 1987.

The object of this Bill is to amend the Police Association Employees (Superannuation) Act 1969 to extend to employees of the Police Association who remain contributors to the Police Superannuation Fund the improved benefits proposed for serving members of the police force who are contributors to that Fund. The improved benefits are contained in the Police Regulation (Superannuation) Amendment Bill 1987. The Bill also repeals a provision relating to appeals which is being transferred to the proposed Superannuation Administration Act 1987.



**POLICE ASSOCIATION EMPLOYEES
(SUPERANNUATION) AMENDMENT BILL 1987**

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of Act No. 33, 1969

SCHEDULE 1—AMENDMENTS



**POLICE ASSOCIATION EMPLOYEES
(SUPERANNUATION) AMENDMENT BILL 1987**

NEW SOUTH WALES



No. , 1987

A BILL FOR

An Act to amend the Police Association Employees (Superannuation) Act 1969 as a consequence of the enactment of the Police Regulation (Superannuation) Amendment Act 1987.

Police Association Employees (Superannuation) Amendment 1987

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Police Association Employees (Superannuation) Amendment Act 1987.

5 Commencement

2. This Act shall commence on a day or days to be appointed by proclamation.

Amendment of Act No. 33, 1969

3. The Police Association Employees (Superannuation) Act 1969 is
10 amended as set out in Schedule 1.

SCHEDULE 1—AMENDMENTS

(Sec. 3)

(1) Section 2 (**Definitions**)—

Section 2 (1), definition of “Board”—

15 Omit the definition, insert instead:

“Board” means the State Authorities Superannuation Board constituted by the Superannuation Administration Act 1987;

(2) Section 2A—

After section 2, insert:

20 **Act applies only to contributors to Police Superannuation Fund**

2A. This Act applies to and in respect of a member of the police force who transfers to the employment of the Association only if the member was a contributor to the Fund immediately before the transfer.

25 (3) Section 3 (**Employees of Association transferring from police force**)—

(a) Section 3 (1) (a) (i)—

Omit “and”.

(b) Section 3 (1) (a) (ia)—

After section 3 (1) (a) (i), insert:

30 (ia) has not made provision for a benefit under section 9B of the Police Regulation (Superannuation) Act 1906 (Preserved benefit); and

(c) Section 3 (2)—

After “7AA”, insert “,8A, 9B”.

35 (d) Section 3 (2B)—

*Police Association Employees (Superannuation) Amendment 1987*SCHEDULE 1—AMENDMENTS —*continued*

After section 3 (2A), insert:

(2B) For the purpose of the application of section 8A of the Police Regulation (Superannuation) Act 1906 to the prescribed person—

5 (a) the Board may offer the prescribed person a disengagement benefit under that section if the prescribed person is retrenched (within the meaning of the State Authorities Superannuation Act 1987); and

10 (b) subsections (2), (5), (6), (7) and (9) of that section apply, and the other provisions of that section do not apply, to the prescribed person.

(e) Section 3 (8A)—

After section 3 (8), insert:

15 (8A) A superannuation allowance granted to the prescribed person under subsection (2) may be commuted, in accordance with Division 3 of Part IV of the Police Regulation (Superannuation) Act 1906, as if it were a superannuation allowance payable to a member of the police force under that Act.

(f) Section 3 (11E)—

20 After section 3 (11D), insert:

(11E) An annual superannuation allowance is not payable under this section as the consequence of the death of the prescribed person if the prescribed person commuted under subsection (8A) a superannuation allowance payable to the prescribed person under this section.

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(g) Section 3 (13)—

After section 3 (12), insert:

(13) Section 18B of the Police Regulation (Superannuation) Act 1906 applies to and in respect of a prescribed person in the same way as it applies to and in respect of a member of the police force.

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(4) Section 5 (**Appeals**)—

Omit the section.



**POLICE ASSOCIATION EMPLOYEES
(SUPERANNUATION) AMENDMENT ACT 1987 No. 222**

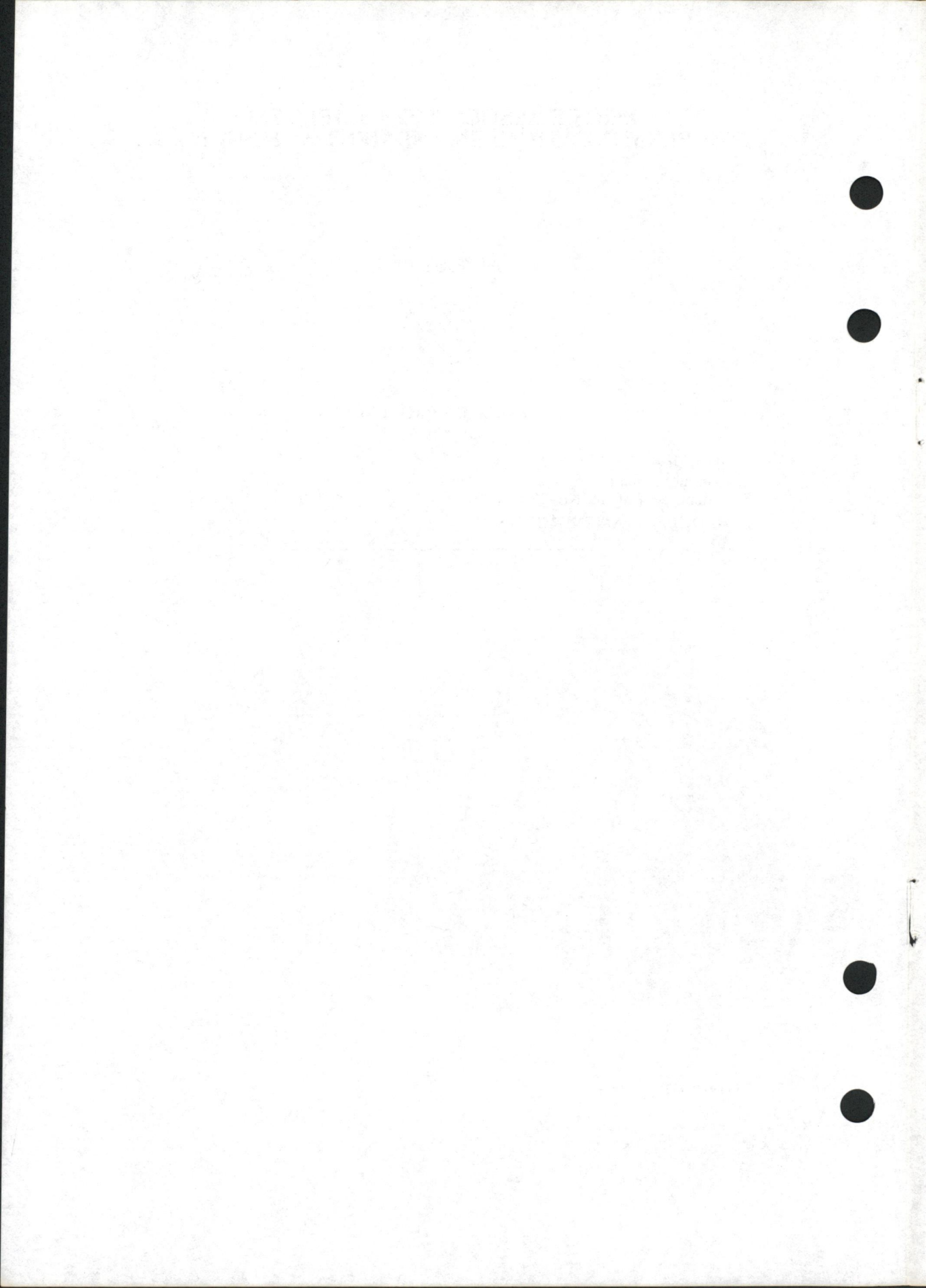
NEW SOUTH WALES



TABLE OF PROVISIONS

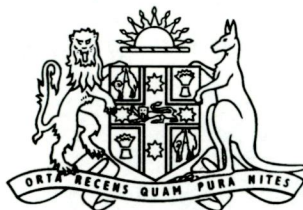
1. Short title
2. Commencement
3. Amendment of Act No. 33, 1969

SCHEDULE 1—AMENDMENTS



**POLICE ASSOCIATION EMPLOYEES (SUPERANNUATION)
AMENDMENT ACT 1987 No. 222**

NEW SOUTH WALES



Act No. 222, 1987

An Act to amend the Police Association Employees (Superannuation) Act 1969 as a consequence of the enactment of the Police Regulation (Superannuation) Amendment Act 1987. [Assented to 9 December 1987]

Police Association Employees (Superannuation) Amendment 1987

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Police Association Employees (Superannuation) Amendment Act 1987.

Commencement

2. This Act shall commence on a day or days to be appointed by proclamation.

Amendment of Act No. 33, 1969

3. The Police Association Employees (Superannuation) Act 1969 is amended as set out in Schedule 1.

SCHEDULE 1—AMENDMENTS

(Sec. 3)

(1) Section 2 (**Definitions**)—

Section 2 (1), definition of “Board”—

Omit the definition, insert instead:

“Board” means the State Authorities Superannuation Board constituted by the Superannuation Administration Act 1987;

(2) Section 2A—

After section 2, insert:

Act applies only to contributors to Police Superannuation Fund

2A. This Act applies to and in respect of a member of the police force who transfers to the employment of the Association only if the member was a contributor to the Fund immediately before the transfer.

(3) Section 3 (**Employees of Association transferring from police force**)—

(a) Section 3 (1) (a) (i)—

Omit “and”.

(b) Section 3 (1) (a) (ia)—

After section 3 (1) (a) (i), insert:

(ia) has not made provision for a benefit under section 9B of the Police Regulation (Superannuation) Act 1906 (Preserved benefit); and

(c) Section 3 (2)—

After “7AA”, insert “,8A, 9B”.

Police Association Employees (Superannuation) Amendment 1987

SCHEDULE 1—AMENDMENTS —*continued*

(d) Section 3 (2B)—

After section 3 (2A), insert:

(2B) For the purpose of the application of section 8A of the Police Regulation (Superannuation) Act 1906 to the prescribed person—

- (a) the Board may offer the prescribed person a disengagement benefit under that section if the prescribed person is retrenched (within the meaning of the State Authorities Superannuation Act 1987); and
- (b) subsections (2), (5), (6), (7) and (9) of that section apply, and the other provisions of that section do not apply, to the prescribed person.

(e) Section 3 (8A)—

After section 3 (8), insert:

(8A) A superannuation allowance granted to the prescribed person under subsection (2) may be commuted, in accordance with Division 3 of Part IV of the Police Regulation (Superannuation) Act 1906, as if it were a superannuation allowance payable to a member of the police force under that Act.

(f) Section 3 (11E)—

After section 3 (11D), insert:

(11E) An annual superannuation allowance is not payable under this section as the consequence of the death of the prescribed person if the prescribed person commuted under subsection (8A) a superannuation allowance payable to the prescribed person under this section.

(g) Section 3 (13)—

After section 3 (12), insert:

(13) Section 18B of the Police Regulation (Superannuation) Act 1906 applies to and in respect of a prescribed person in the same way as it applies to and in respect of a member of the police force.

Police Association Employees (Superannuation) Amendment 1987

SCHEDULE 1—AMENDMENTS —*continued*

- (4) Section 5 (**Appeals**)—
Omit the section.



