

# **Superannuation (State Public Sector) Amendment Notice (No. 2) 2018**

Explanatory notes for SL 2018 No 227

made under the

*Superannuation (State Public Sector) Act 1990.*

## **General Outline**

### **Short title**

*Superannuation (State Public Sector) Amendment Notice (No. 2) 2018.*

### **Authorising law**

Sections 14B of the *Superannuation (State Public Sector) Act 1990*.

### **Policy objectives and the reasons for them**

QSuper was established by the Queensland Government to provide superannuation benefits for Queensland's State public sector employees. Under section 14B of the *Superannuation (State Public Sector) Act 1990* (Superannuation Act), the Treasurer declares, by written notice, the QSuper membership categories and other conditions of membership for employees of Queensland public sector employers. The categories of membership for State public sector employees include a defined benefit arrangement for employees with continuous Government employment since before November 2008; a generous accumulation arrangement and a basic accumulation arrangement (i.e. Superannuation Guarantee only).

#### **Continued QSuper membership for transferring employees**

The Treasurer has approved the continuation of existing QSuper membership arrangements for employees who were transferred from Sunwater Ltd to Mallowa Irrigation Ltd and Theodore Water Pty Ltd following the transition to local ownership.

Relevant employees who transferred Theodore Water Pty Ltd have been approved to continue their QSuper defined benefit with the new employer. The cohort of employees transferring to Mallowa Irrigation Ltd does not contain any defined benefit members.

QSuper membership is not compulsory for employees of these employers.

## **A change in QSuper membership arrangements for current employees**

The Treasurer has approved changes to existing arrangements for employees of the Cross-River Rail Delivery Authority (CRRDA). Currently, CRRDA employees have the superannuation arrangements that apply to core government employees, however the employer has requested that the Basic Accumulation category be available to non-casual employees. As a result, a new entry has been created for employees of the CRRDA.

QSuper membership is not compulsory for employees of the CRRDA and all employees can continue in the membership category they were in before the changes.

## **Achievement of policy objectives**

The *Superannuation (State Public Sector) Notice 2010* (Superannuation Notice) sets out the QSuper membership arrangements approved by the Treasurer for employees of a Queensland public sector employer, including employers that have been declared to be a unit of the State public sector.

The Superannuation (State Public Sector) Amendment Notice (No. 2) 2018 (Amendment Notice) achieves the policy objectives by amending the Superannuation Notice to include the arrangements outlined above.

## **Consistency with policy objectives of authorising law**

The Amendment Notice is consistent with the policy of the authorising law in that the Minister may, by written notice, declare QSuper membership arrangements for an employee of a unit of the State public sector.

## **Inconsistency with policy objectives of other legislation**

The Amendment Notice is consistent with the policy objectives of other legislation.

## **Benefits and costs of implementation**

It is not expected that the implementation of the Amendment Notice will result in significant costs.

## **Consistency with fundamental legislative principles**

The Amendment Notice is consistent with fundamental legislative principles.

## **Consultation**

Consultation has occurred with the relevant employers, the Government Superannuation Officer and the Office of the Queensland Parliamentary Counsel. All parties agree with the amendments to the Superannuation Notice