

Superannuation (State Public Sector) Amendment Notice 2022

Human Rights Certificate

Prepared in accordance with Part 3 of the *Human Rights Act 2019*

In accordance with section 41 of the *Human Rights Act 2019*, I, the Honourable Cameron Dick MP, Treasurer and Minister for Trade and Investment provide this human rights certificate with respect to the *Superannuation (State Public Sector) Amendment Notice 2022* (Amendment Notice) made under the *Superannuation (State Public Sector) Act 1990*.

In my opinion, the Amendment Notice, as tabled in the Legislative Assembly, is compatible with the human rights protected by the *Human Rights Act 2019*. I base my opinion on the reasons outlined in this statement.

Overview of the Subordinate Legislation

The Amendment Notice makes consequential amendments to the *Superannuation (State Public Sector) Notice 2021* as a result of:

- amendments made by the *Superannuation (State Public Sector) (Scheme Administration Amendment Act 2021* (SSPS Amendment Act) to the *Superannuation (State Public Sector) Act 1990* (SSPS Act)¹ and
- the repeal of the *Superannuation (State Public Sector) Deed 1990* (Deed).

The Amendment Notice also removes a redundant entry and allows choice of fund arrangements for specified employees.

Human Rights Issues

Human rights relevant to the subordinate legislation (Part 2, Division 2 and 3 *Human Rights Act 2019*)

The Amendment Notice:

- renumbers references to the SSPS Act consequential on amendments made by the Amendment Act,
- replaces references to the repealed Deed with references to the relevant instrument, and
- removes a redundant entry to an entity which has been wound up.

These changes are machinery in nature.

¹ The human rights issues associated with amendments to the *Superannuation (State Public Sector) Act 1990* by the *Superannuation (State Public Sector)(Scheme Administration) Amendment Act 2021* are addressed in the amending legislation's statement of compatibility.

The Amendment Notice also provides relevant Central Queensland University employees whose membership of QSuper was previously compulsory with choice of superannuation fund. This change was made at the request of the employer.

None of the amendments engage or impact a human right.

Conclusion

I consider that the *Superannuation (State Public Sector) Amendment Notice 2022* is compatible with the *Human Rights Act 2019* because it does not limit human rights.



CAMERON DICK MP
TREASURER AND MINISTER FOR TRADE AND INVESTMENT

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