



NORTHERN TERRITORY OF AUSTRALIA

No. 62 of 1999

AN ACT

to amend the *Supreme Court (Judges Pensions) Act*

[Assented to 14 December 1999]
[Second reading 25 November 1999]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Supreme Court (Judges Pensions) Amendment Act 1999*.

2. New section

The *Supreme Court (Judges Pensions) Act* is amended by inserting after section 3D the following:

"3E. Commutation to pay deferred superannuation contributions surcharge

"(1) If—

- (a) a retired Judge or a person is paid a pension under this Act;
- (b) the retired Judge or person has received from the Commissioner of Taxation notice under section 15 of the Surcharge Collection Act that he or she is liable to pay an amount of superannuation contributions surcharge specified in the notice; and

Supreme Court (Judges Pensions) Amendment Act 1999

- (c) the superannuation contributions surcharge relates to surchargeable contributions, within the meaning of the Surcharge Collection Act, that were made in relation to the retired Judge or to a Judge, or retired Judge, who has died,

the retired Judge or person may, within a reasonable period after the notice was given, request the Treasurer in writing to commute as much of the pension payable to him or her as is necessary to provide a lump sum equivalent to the amount.

"(2) The Treasurer must, if satisfied that the commuted amount will be used to pay the superannuation contributions surcharge, comply with a request under subsection (1)."
