

Serial 257

Legislative Assembly Members' Superannuation Amendment (Scheme Closure)

Bill 2004

Ms Martin

**A BILL
for
AN ACT**

to amend the *Legislative Assembly Members' Superannuation Act*

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NORTHERN TERRITORY OF AUSTRALIA
LEGISLATIVE ASSEMBLY MEMBERS' SUPERANNUATION
AMENDMENT (SCHEME CLOSURE) ACT 2004

No. of 2004

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NORTHERN TERRITORY OF AUSTRALIA

No. of 2004

AN ACT

to amend the *Legislative Assembly Members' Superannuation Act*

[Assented to 2004]
[Second reading 2004]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Legislative Assembly Members' Superannuation Amendment (Scheme Closure) Act 2004*.

2. Commencement

This Act comes into operation on the commencement of the *Legislative Assembly Members' Superannuation Contributions Act 2004*.

3. Principal Act

The *Legislative Assembly Members' Superannuation Act* is in this Act referred to as the Principal Act.

4. Long title

The long title of the Principal Act is amended by omitting "Members of the Legislative Assembly" and substituting "certain Members of the Legislative Assembly elected before the scheme closure date".

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5. Short title

Section 1 of the Principal Act is amended by omitting "*Superannuation*" and substituting "*Superannuation Fund*".

6. Definitions

Section 3 of the Principal Act is amended by inserting in alphabetical order the following:

" 'scheme closure date' means the date on which the *Legislative Assembly Members' Superannuation Amendment (Scheme Closure) Act 2004* commences;"

7. New section 15A

The Principal Act is amended by inserting before section 16 in Part III the following:

"15A. Application

"This Part applies to a member who was elected before the scheme closure date and is a member on that date."

8. New section 17A

The Principal Act is amended by inserting after section 17 in Part III the following:

"17A. Certain members not entitled to contribute

"A member for whom the Territory must make a contribution under the *Legislative Assembly Members' Superannuation Contributions Act* is not entitled to contribute to the Fund."

9. Repeal and substitution of section 27

Section 27 of the Principal Act is repealed and the following substituted:

"27. Election or re-election of person entitled to pension

"If a person who is receiving, or is entitled to receive, a pension under this Act is elected or re-elected as a member after the scheme closure date, payment of the pension is suspended until the person ceases to be a member."

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"27A. Re-election of person entitled to payment under section 21

"If a person who has received, or is entitled to receive, a payment under section 21 is re-elected as a member after the scheme closure date, the person is not entitled –

- (a) to contribute to the Fund after the re-election; or
- (b) to receive a pension or other payment under this Act in respect of his or her service as a member consequent on the re-election."

