

# Revenue and Other Legislation Amendment Bill 2016

Amendments during consideration in detail to be moved by  
The Honourable the Treasurer, Minister for Aboriginal and Torres Strait  
Islander Partnerships and Minister for Sport

## 1 After clause 62 (Replacement of pt 3, divs 3 and 4)

Page 42, after line 33—

*insert—*

### 62A Amendment of s 15J (Functions)

Section 15J—

*insert—*

(2) Also, the officer's functions include—

(a) arranging an independent review of the QSuper default fund arrangements and LGIASuper default fund arrangements, after the day on which both of them have been in operation for at least 5 years; and

(b) reporting the outcomes of the review to the Minister.

(3) In this section—

***LGIASuper default fund arrangements*** means the arrangements applying under the *Local Government Act 2009*, section 219.

***QSuper default fund arrangements*** means the arrangements applying under part 3AA.

## 2 Clause 68 (Insertion of new s 28A)

Page 45, line 12, 'Treasurer'—

*omit, insert—*

government superannuation officer appointed  
under section 15I

**3 Clause 68 (Insertion of new s 28A)**

Page 45, lines 15 to 29—

*omit, insert—*

- (2) The government superannuation officer may decide—
  - (a) that a relevant accrued multiple for the member, as at the annual review date, be an amount recommended by an actuary that—
    - (i) excludes the effect of the unremunerative increase; and
    - (ii) does not otherwise affect the member's benefits in the standard defined benefit category at the annual review date; or

*Note—*

See also the *Superannuation Industry (Supervision) Regulations 1994* (Cwlth), regulation 13.16.

- (b) not to take any action under this section in relation to the unremunerative increase.
- (3) Before making a decision under subsection (2), the government superannuation officer must consult with the board and the chief executive.
- (3A) The government superannuation officer's decision under subsection (2) applies despite anything in the deed.

**4 Clause 68 (Insertion of new s 28A)**

Page 46, after line 2—

*insert—*

- (4A) For part 3A, the government superannuation officer's functions include the functions under this section.

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**5 Clause 71 (Replacement of pt 6 (Transitional provisions))**

Page 47, line 5, after ‘Transitional’—

*insert—*

**and declaratory**

**6 Clause 71 (Replacement of pt 6 (Transitional provisions))**

Page 48, after line 2—

*insert—*

**34A Membership by particular employees of existing GOCs**

- (1) This section applies to an employee of an existing GOC if, immediately before the commencement—
  - (a) the employee was not the subject of a notice under former section 13; or
  - (b) the employee’s membership in the scheme was discretionary, under a notice under former section 13, and the employee’s employer had nominated a fund other than the scheme to be the default fund for the employee.
- (2) The employee can not become a member of the scheme under a default arrangement.
- (3) Subsection (2) does not prevent the employee from continuing to be, or becoming a member of the scheme, other than under a default arrangement.
- (4) In this section—

***default arrangement***, in relation to membership of the scheme, means membership of the scheme by way of—
  - (a) a declaration, under section 14B(1)(c), that the employee’s membership in the scheme is compulsory; or

- (b) a declaration, under section 15A, that the employee is a core government employee for this Act; or
- (c) the scheme being the employee's default fund.

***default fund***, for an employee, has the meaning given by section 15E.

***existing GOC*** means a GOC in existence immediately before the commencement.

***former section 13*** means section 13 as in force before the commencement.

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