

Queensland



Subordinate Legislation 1993 No. 36

*Electricity Act 1976*

**ELECTRICITY (SUPERANNUATION SCHEME  
DETERMINATION) REGULATION 1993**

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## PART 1—PRELIMINARY

### Short title

1. This regulation may be cited as the *Electricity (Superannuation Scheme Determination) Regulation 1993*.

### Commencement

2. This regulation commences on 1 March 1993.

### Purpose

3. This regulation sets out a determination, under clause 4(2A) of Schedule 5 to the Act, which varies the existing and accruing rights, privileges and liabilities of certain contributors to the Scheme.

### Definitions

4. In this regulation—

“**Articles**” means the *Articles of the Queensland Electricity Supply Industry Employees’ Superannuation Scheme*;

“**full-time hours**” for a period means the total number of hours that a full-time employee is employed to work during the period;

“**working hours**” for a period, for an employee, means the total number of hours that the employee was scheduled to work during the period, other than on overtime, and whether on a full-time or part-time basis.

## PART 2—VARIOUS SUPERANNUATION FUNDS

### Application of this Part

5. This Part applies in respect of a member who, under section 18 of the

Articles, contributes to the Scheme in accordance with the trust deed of a superannuation fund mentioned in the Schedule.

### Meaning of “relevant trust deed”

6. In this Part—

“relevant trust deed” for a member means the trust deed of the superannuation fund mentioned in the Schedule under which the member contributes to the Scheme.

### Determination of benefit under cl.4, 5, 7 or 8(b) for part-time employees

7.(1) This section applies if—

- (a) a benefit is payable to a member under clause 4, 5, 7 or 8(b) of the relevant trust deed; and
- (b) the member was, for a period, a part-time employee; and
- (c) the entire period would, but for this section, be included in the member’s membership period.

(2) For the purpose of calculating the benefit, the following proportion of the period is included in the membership period—

$$\frac{W}{F}$$

where—

“W” is the number of the member’s working hours for the period;

“F” is the number of full-time hours for the period.

### Determination of salary for part-time employees

8. For the purpose of calculating a benefit payable to a member under the relevant trust deed, the member’s salary during any period that the member is employed part-time is taken to be the amount that would be the member’s salary if the member were employed full-time.

**Determination of benefit under cl.8(a) for part-time employees**

**9.(1)** This section applies if—

- (a) a benefit is payable to a member under clause 8(a) of the relevant trust deed; and
- (b) the member was a part-time employee on the day the member ceased to be an employee.

**(2)** For the purpose of calculating the benefit, the member's membership period is to be multiplied by the following fraction—

$$\frac{W}{F}$$

where—

“**W**” is the number of the member's working hours for the period;

“**F**” is the number of full-time hours for the period.

**PART 3—SEAQ SUPERANNUATION FUND****Application of this Part**

**10.** This Part applies in respect of a member who, under section 18 of the Articles, contributes to the Scheme in accordance with the trust deed.

**Meaning of “trust deed”**

**11.** In this Part—

“**trust deed**” means the trust deed of the Southern Electric Authority of Queensland Superannuation Fund—Defined Benefit Plan.

**Determination of benefit under r.8, 9, 11, 12(3) or 12(4) for part-time employees**

**12.(1)** This section applies if—

- (a) a benefit is payable to a member under rule 8, 9, 11, 12(3) or 12(4) of the trust deed; and
- (b) the member was, for a period, a part-time employee; and
- (c) the entire period would, but for this section, be included in the member's membership period.

(2) For the purpose of calculating the benefit, the following proportion of the period is included in the membership period—

$$\frac{W}{F}$$

where—

“W” is the number of the member's working hours for the period;

“F” is the number of full-time hours for the period.

### **Determination of salary for part-time employees**

**13.** For the purpose of calculating a benefit payable to a member under the trust deed, the member's salary during any period that the member is employed part-time is taken to be the amount that would be the member's salary if the member were employed full-time.

### **Determination of benefit under r.12(1) or (2) for part-time employees**

**14.(1)** This section applies if—

- (a) a benefit is payable to a member under rule 12(1) or (2) of the trust deed; and
- (b) the member was a part-time employee on the day the member ceased to be an employee.

(2) For the purpose of calculating the benefit, the member's membership period is to be multiplied by the following fraction—

$$\frac{W}{F}$$

where—

“**W**” is the number of the member’s working hours for the period;

“**F**” is the number of full-time hours for the period.

**SCHEDULE****SUPERANNUATION FUNDS RELATING TO PART 2**

sections 5 and 6

1. Cairns Regional Electricity Board Superannuation Fund.
2. Capricornia Regional Electricity Board Superannuation Fund.
3. Mackay Regional Electricity Board Superannuation Fund.
4. Townsville Regional Electricity Board Superannuation Fund.
5. Wide Bay-Burnett Regional Electricity Board Superannuation Fund.
6. Northern Electric Authority of Queensland Superannuation Fund.

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**ENDNOTES**

1. Made by the Governor in Council on 18 February 1993.
2. Notified in the Gazette on 19 February 1993.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Queensland Electricity Commission.