

Superannuation (State Public Sector) Amendment Notice (No. 1) 2014

Explanatory notes for SL 2014 No. 206

made under the

Superannuation (State Public Sector) Act 1990

General Outline

Short title

Superannuation (State Public Sector) Amendment Notice (No. 1) 2014

Authorising law

Section 13 of the *Superannuation (State Public Sector) Act 1990*

Policy objectives and the reasons for them

The State Public Sector Superannuation Scheme (QSuper) was established by the Queensland Government to provide superannuation benefits for Queensland's public sector employees. Under section 13(1) of the *Superannuation (State Public Sector) Act 1990* (QSuper Act), the Treasurer approves the superannuation arrangements for the employees of a public sector employer (referred to as a *unit of the State public sector* in the QSuper Act). Section 2 of the QSuper Act defines a *unit of the State public sector*.

The Queensland Government regularly changes the way services are delivered, which invariably impacts public sector employment arrangements. For each change, whether it impacts an existing employer and/or results in a new employer, the Government ensures employees' rights to superannuation are maintained.

Central Queensland University

Effective 1 July 2014, Central Queensland Institute of TAFE (CQIT) merged with Central Queensland University (CQU). As a result of the merge, employees of CQIT have transferred employment to CQU. Superannuation entitlements are being maintained for transferred employees.

Children's Health Queensland Hospital and Health Service

Children's Health Queensland Hospital and Health Service will employ the workforce of the Lady Cilento Children's Hospital, a new State run public hospital to replace the Royal Children's Hospital (RCH) and the Mater Children's Hospital (MCH), scheduled to open in November 2014. The new workforce will primarily consist of staff from RCH and MCH, with recruitment having started early in 2014, and expected to continue into early 2015.

Employees moving from RCH and new employees will have the standard QSuper membership arrangements for employees of Queensland's Hospital and Health Services. Employees moving from MCH will have the option to be members of QSuper, or to continue to have contributions paid to Mercy Super, the superannuation fund for their employment at MCH. If they choose QSuper membership, they will have the same membership arrangements as other CHQHHS employees.

HIV Foundation Queensland

Effective December 2013, the Queensland Government established the HIV Foundation Queensland, thereby formalising the role of its Ministerial Advisory Committee on HIV/AIDS to ensure adequate funding is maintained to promote HIV prevention and awareness in Queensland. HIV Foundation Queensland is a unit of the State public sector and therefore all its employees are eligible for membership of QSuper.

QInvest Limited

QInvest Limited, a financial advice provider for Queensland Government employees, became a subsidiary of QSuper Limited, QSuper's administrative arm, on 1 July 2012. To align employees' superannuation arrangements across both organisations, casual employees of QInvest Limited are eligible for membership of QSuper.

Queensland Ports

Effective 2 November 2013, marine pilots and pilot transfer crews operating from Far North Queensland Ports Corporation Limited, Port of Townsville Ltd, North Queensland Bulk Ports Corporation Ltd and Gladstone Ports Corporation Ltd transferred employment from Maritime Safety Queensland (MSQ), an agency of the Department of Transport and Main Roads, to employment with the port authority from which they operate. Gladstone Ports Corporation Ltd has established a subsidiary company, Gladstone Marine Pilot Services Pty Ltd, to employ its transferred marine pilots and pilot transfer crews.

Superannuation entitlements have been maintained for staff who transferred from MSQ to the port authorities.

University of Southern Queensland

The University of Southern Queensland (USQ) has recently partnered with Queensland's Department of Agriculture, Fisheries and Forestry (DAFF) in an agriculture research alliance. As a result of the alliance, a number of DAFF employees transferred employment to USQ in March 2014. Superannuation entitlements have been maintained for transferred employees.

Public sector employer name changes

The following public sector employers have changed names, which requires a consequential amendment to the *Superannuation (State Public Sector) Notice 2010* (QSuper Notice):

- Australian Agricultural College Corporation has changed name to Queensland Agricultural Training Colleges.
- Australian Agricultural College Employing Office has changed name to Queensland Agricultural Training colleges Employing Office.
- Queensland Building Services Authority has changed name to Queensland Building and Construction Commission.
- Queensland Building Services Employing Office has changed name to Queensland Building and Construction Employing Office.

- Queensland Studies Authority has changed name to Queensland Curriculum and Assessment Authority.
- The Royal Children's Hospital Foundation has changed name to the Children's Health Foundation Queensland.

Achievement of policy objectives

The Amendment Notice achieves the policy objectives by amending the QSuper Notice. The QSuper Notice is subordinate legislation that records the QSuper superannuation arrangements for the employees of a public sector employer, as approved by the Treasurer under section 13(1) of the QSuper Act.

Consistency with policy objectives of authorising law

This amendment is consistent with the policy of the authorising law in that the Minister may, by written notice, declare that a person or a member of a class of person who is an employee of a unit of the State public sector is eligible for membership of QSuper.

Inconsistency with policy objectives of other legislation

This amendment is consistent with the policy objectives of other legislation.

Benefits and costs of implementation

It is not expected that the implementation of this amendment will result in significant costs.

Consistency with fundamental legislative principles

The Amendment Notice is consistent with fundamental legislative principles.

Consultation

Consultation has occurred with the relevant employers, the Government Superannuation Officer and the Office of the Queensland Parliamentary Counsel.