

# Superannuation (State Public Sector) Regulation 2022

## Human Rights Certificate

### Prepared in accordance with Part 3 of the *Human Rights Act 2019*

In accordance with section 41 of the *Human Rights Act 2019*, I, the Honourable Cameron Dick MP, Treasurer and Minister for Trade and Investment provide this human rights certificate with respect to the *Superannuation (State Public Sector) Regulation 2022* made under the *Superannuation (State Public Sector) Act 1990*.

In my opinion, the *Superannuation (State Public Sector) Regulation 2022* as tabled in the Legislative Assembly, is compatible with the human rights protected by the *Human Rights Act 2019*. I base my opinion on the reasons outlined in this statement.

### Overview of the Subordinate Legislation

The *Superannuation (State Public Sector) Act 1990* (Superannuation Act) was amended on 28 February 2022 to support the merger between QSuper and Sunsuper to form Australian Retirement Trust (ART). The *Superannuation (State Public Sector) Deed 1990* (1990 Deed) was repealed as part of the merger and its provisions were continued under the Government Division Rules of the ART trust deed.

Section 64 of the Superannuation Act continues the existing contribution arrangements for core government employees, and non-core government employees who have their contributions made to QSuper (now the Government Division of ART) by reference to the repealed 1990 Deed. Section 64 ceases to operate on 28 February 2023 or when a regulation is made under section 23 of the Superannuation Act that prescribes the employer and member contributions to be made by units of the State public sector and their employees.

The Queensland Government has announced changes to the superannuation arrangements for Queensland Government employees. The objective of the *Superannuation (State Public Sector) Regulation 2022* is to prescribe the frequency and rate of member and employer contributions for units of the State public sector at the frequency and rate that currently apply, without change, with the regulation to be amended at a future date to reflect the new arrangements.

### Human Rights Issues

#### Human rights relevant to the subordinate legislation (Part 2, Division 2 and 3 *Human Rights Act 2019*)

The *Superannuation (State Public Sector) Regulation 2022* does not impact a human right because it continues the current superannuation contribution arrangements.

## Conclusion

I consider that the *Superannuation (State Public Sector) Regulation 2022* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

**CAMERON DICK MP**  
TREASURER  
MINISTER FOR TRADE AND INVESTMENT

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