

FE301*

Fire and Emergency Services Superannuation Act 1985

Fire and Emergency Services (Superannuation Fund) Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fire and Emergency Services (Superannuation Fund) Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on 1 July 2004.

3. The regulations amended

The amendments in these regulations are to the *Fire and Emergency Services (Superannuation Fund) Regulations 1986**.

[* Reprinted as at 7 September 2001.

For amendments to 15 June 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 118.*]

4. Regulations 14A, 19, 20, 21 and 32 amended

Regulations 14A(4), 19(1)(a), 20, 21(1)(b)(i) and 32(2) are amended by deleting “Schedule 1” and inserting instead —

“ Schedule 1A ”.

5. Regulation 41 amended

Regulation 41(7) is amended by inserting after “Schedule 1” —

“ , Schedule 1A ”.

6. Schedule 1 amended

Schedule 1 is amended by deleting the heading and shoulder clause and inserting instead —

“

**Schedule 1 — Defined benefit:
death or total and permanent disablement**

[r. 17 and 18]

”.

7. Schedule 1A inserted

After Schedule 1 the following Schedule is inserted —

“

**Schedule 1A — Defined benefit:
partial and permanent disablement or
leaving service**

[r. 14A and 19 — 21]

The amount calculated in accordance with this Schedule is B in the formula —

$$B = \frac{S}{365.25} \times [(0.215 \times M1) + (0.18 \times M2)]$$

where —

S is the member’s final average salary;

M1 is the number of days in the member’s membership period before 1 July 2004;

M2 is the number of days in the member’s membership period on and after 1 July 2004.

”.

8. Schedule 4 amended

Schedule 4 is amended as follows:

- (a) by deleting the equation and inserting the following equation instead —

“

$$B = \frac{S}{365.25} \times [(0.215 \times M1) + (0.18 \times M2)] \times \frac{1}{(1+r)^{\frac{n}{365.25}}}$$

”;

- (b) by deleting the definition of “M” and inserting the following definitions instead —

“

M1 is the number of days in the member’s membership period before 1 July 2004;

M2 is the number of days in the member’s membership period on and after 1 July 2004;

”;

- (c) in the definition of “n” by deleting “birthday.” and inserting instead —

“

birthday, but not more than the number of days (if any) determined by the Superannuation Board on the advice of the actuary to be necessary to ensure that the employer will not incur an individual superannuation guarantee shortfall (within the meaning of the *Superannuation Guarantee (Administration) Act 1992* of the Commonwealth) in respect of the member.

”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.