

GOVERNMENT EMPLOYEES SUPERANNUATION

GO301

**SUPERANNUATION AND FAMILY BENEFITS ACT 1938
SUPERANNUATION AMENDMENT REGULATIONS 1992**

Made by His Excellency the Lieutenant-Governor and Administrator in Executive Council on the recommendation of the Board.

Citation

1. These regulations may be cited as the *Superannuation Amendment Regulations 1992*.

Principal regulations

2. In these regulations the *Superannuation Regulations 1959** are referred to as the principal regulations.

[* Published in the Gazette of 7 July 1959 at pp. 1809-1827.
For amendments to 1 July 1992 see 1991 Index to Legislation of Western Australia, p. 503.]

Regulation 3 amended

3. Regulation 3 of the principal regulations is amended by deleting the definitions of "the Board" and "the Fund" and substituting the following —

" "Board" and "Fund" have the respective meanings given to them in section 3 (1) of the *Government Employees Superannuation Act 1987*; "

Part IVA inserted

4. After regulation 21 of the principal regulations, the following Part is inserted —

" **PART IVA — INFORMATION TO BE GIVEN
TO CONTRIBUTORS ETC.**

Definitions

21A. In this Part —

"Commonwealth Act" means the *Occupational Superannuation Standards Act 1987* of the Commonwealth;

"member" means a contributor, qualified contributor or subscriber under the Act;

"year", in respect of a member, means the period of 12 months ending with the member's birthday.

Annual statement

21B. (1) The Board shall for each year send to each member a written statement setting out the following information —

- (a) the amount of contributions made by the member during the year;
- (b) the amount of benefits vested in the member on the first and last days of the year;

- (c) the method of determining the amount of benefits referred to in paragraph (b);
- (d) the amount of any death or invalidity benefit payable to or in respect of the member;
- (e) the nature and purpose of any changes to the Act during the year and the effect (if any) on the entitlements of the member.

(2) A statement under subregulation (1) in respect of a year shall be sent as soon as is practicable after the end of that year.

**Information to be given
on cessation of membership**

21C. Where a person ceases to be a member, the Board shall as soon as is practicable after the cessation of membership send to the person, or the personal representative (if any) of the person, a written statement setting out the following information about the entitlement under the Act of the member or the member's estate, as the case may be —

- (a) the amount of the benefit entitlement of the member and the method of determining that entitlement;
- (b) the member's old RBM (as defined by the Commonwealth regulations) if it exceeds 11.25 times the member's highest average salary (as so defined);
- (c) if the cessation of membership arises otherwise than by death, invalidity, or retirement after attaining the age of 55, the particulars referred to in regulation 21B in respect of the period from the cessation of membership back to the end of the period covered by the last statement under that regulation.

(2) In subregulation (1) "Commonwealth regulations" means regulations made under the Commonwealth Act.

Member may obtain information from Board

21D. (1) A member may request the Board to give to him or her a document specified in subregulation (3) but may not do so more than once in respect of any period of 12 months.

(2) The Board shall comply with a request made in accordance with subregulation (1).

(3) The documents that may be requested are —

- (a) a copy of, or extract from, an actuarial report on the Fund;
- (b) a copy of the auditor's report on the Fund;
- (c) a copy of any return, certificate or notice provided by the Board to, or received by the Board from, the Insurance and Superannuation Commissioner (that is, the person referred to by that title in the Commonwealth Act).

Recommended by the Board.

The common seal of the Board was affixed in the presence of—

P. K. WILLIAMSON.

P. J. FARRELL.

By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.