



# Superannuation Industry (Supervision) modification declaration No. 4 of 2007

*Superannuation Industry (Supervision) Act 1993*

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I, Thomas Karp, a delegate of APRA, under section 332 of the *Superannuation Industry (Supervision) Act 1993* (the Act), DECLARE that sections 29DC(1) and 29MB(1) of the Act have effect in relation to the class of persons described in the attached Schedule, as if they were modified in the manner specified in the attached Schedule.

This declaration comes into force upon registration of this instrument on the Federal Register of Legislative Instruments.

Dated 3 December 2007

[Signed]

Thomas Karp  
Executive General Manager  
Supervisory Support Division

Document ID: 150521

## **Interpretation**

In this instrument

**APRA** means the Australian Prudential Regulation Authority.

**Federal Register of Legislative Instruments** means the register established under section 20 of the *Legislative Instruments Act 2003*.

*Note 1* This instrument is a legislative instrument for the purposes of the *Legislative Instruments Act 2003* (the LIA) (see section 5 and Item 15 of section 7 of the LIA). Under section 56 of the LIA, the obligation under section 336 of the Act, to publish this exemption in the Gazette, is satisfied by its registration on the Federal Register of Legislative Instruments.

*Note 2* Under paragraph (zb) of the definition of **reviewable decision** in subsection 10(1) of the Act, the decision to make this declaration is a reviewable decision. If you are dissatisfied with this decision, you may request APRA to reconsider it in accordance with subsection 344(1) of the Act. The request for reconsideration must be made in writing, must set out the reasons for making the request, and must be given to APRA within 21 days after the day on which you first received notice of this decision, or within such further period as APRA allows. If you are dissatisfied with the outcome of APRA's reconsideration of the decision, you may, subject to the *Appeals Tribunal Act 1975*, apply to the Administrative Appeals Tribunal for review of the reconsidered decision.

*Note 3* The address where the request for reconsideration referred to in this instrument may be given to APRA, is Level 26, 400 George Street, Sydney NSW 2000.

**Schedule - the class of persons to whom this declaration  
applies**

All RSE licensees

## Schedule - the manner in which the specified modifiable provisions are modified

1. Subsection 29DC(1) of the Act is modified by inserting the words “or its ABN” after the words “RSE licence” where first occurring.
2. Section 29DC of the Act is modified by adding the following subsection after subsection (2):

“(3) In this section, “ABN” has the meaning given by section 41 of the *A New Tax System (Australian Business Number) Act 1999*.”

3. Subsection 29MB(1) of the Act is modified by inserting the words “or its ABN” after the words “registration number” where first occurring.
4. Section 29MB of the Act is modified by adding the following subsection after subsection (2):

“(3) In this section, “ABN” has the meaning given by section 41 of the *A New Tax System (Australian Business Number) Act 1999*.”