



# Superannuation (PSS) Membership Inclusion Amendment Declaration 2015 (No. 2)<sup>1</sup>

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I, MATHIAS HUBERT PAUL CORMANN, Minister for Finance, make this Declaration under paragraph 6 (1) (j) of the *Superannuation Act 1990*.

Dated 22-6-2015

MATHIAS HUBERT PAUL CORMANN  
Minister for Finance

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**1 Name of Declaration**

This Declaration is the *Superannuation (PSS) Membership Inclusion Amendment Declaration 2015 (No. 2)*.

**2 Commencement**

This Declaration commences on the commencement of Schedule 2 to the *Private Health Insurance (Prudential Supervision)(Consequential Amendments and Transitional Provisions) Act 2015*.

**3 Amendment of *Superannuation (PSS) Membership Inclusion Declaration 2006***

Schedule 1 amends the *Superannuation (PSS) Membership Inclusion Declaration 2006*.

## Schedule 1 Amendments

(section 4)

**[1] Subsection 3 (1), immediately after the definition of *alternative superannuation scheme***

*Insert*

*APRA* means the Australian Prudential Regulation Authority established by the *Australian Prudential Regulation Authority Act 1998*.

**[2] Subsection 3 (1), immediately after the definition of *performance pay***

*Insert*

*PHIAC* means the Private Health Insurance Administration Council established by the *National Health Act 1953* and continued in existence under Part 6-3 of the *Private Health Insurance Act 2007*.

**[3] After subsection 4 (23)**

*insert*

- (24) Section 6 of the 1990 Act ceases to apply to a person referred to in item 31 of Schedule 1 at the end of the earlier of:
- (a) the day on which the person ceases to be an employee of APRA;
  - (b) the day immediately before the day on which the person becomes, in relation to the person's employment with APRA, a member of an alternative superannuation scheme; or
  - (c) if APRA ceases to be a Commonwealth entity within the meaning of the *Public Governance, Performance and Accountability Act 2013* – the last day on which APRA is a Commonwealth entity.

**[4] Schedule 1, after item 30**

*insert*

- 31 A person who:
- (a) became, or becomes, an employee of APRA as a result of item 31 of Part 3 of Schedule 2 to the *Private Health Insurance (Prudential Supervision) (Consequential Amendments and Transitional Provisions) Act 2015*; and
  - (b) immediately before becoming so employed, was a PSS member in respect of employment with PHIAC; and
  - (c) is not, in relation to the person's employment with APRA, a member of an alternative superannuation scheme.

### Notes

1. This Declaration amends F2006L04171, as amended by F2009L01161; F2010L01736; F2011L01391; F2012L01535; F2012L02143; F2014L00727.

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2. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See [www.comlaw.gov.au](http://www.comlaw.gov.au).