

2008

The Parliament of the  
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

*Presented and read a first time*

**Governor-General Amendment (Salary  
and Superannuation) Bill 2008**

**No.     , 2008**

*(Prime Minister)*

**A Bill for an Act to amend the *Governor-General  
Act 1974*, and for related purposes**



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1     **A Bill for an Act to amend the *Governor-General***  
2     ***Act 1974, and for related purposes***

3     The Parliament of Australia enacts:

4     **1 Short title**

5                     This Act may be cited as the *Governor-General Amendment*  
6                     *(Salary and Superannuation) Act 2008*.

7     **2 Commencement**

8                     This Act commences on the day on which it receives the Royal  
9                     Assent.

10    **3 Schedule(s)**

11                     Each Act that is specified in a Schedule to this Act is amended or  
12                     repealed as set out in the applicable items in the Schedule

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concerned, and any other item in a Schedule to this Act has effect according to its terms.

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2 **Schedule 1—Amendments**

3 **Part 1—Salary**

4 *Governor-General Act 1974*

5 **1 Section 3**

6 Omit “\$365,000”, substitute “\$394,000”.

7 **2 Transitional**

8 The amendment made by this Part does not have effect during the  
9 continuance in office of the person holding office as Governor-General  
10 immediately before the commencement of this Part.

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2 **Part 2—Superannuation**

3 *Governor-General Act 1974*

4 **3 Subsection 2A(2) (definition of *assessment*)**

5 Repeal the definition.

6 **4 Subsection 2A(2) (definition of *basic rate*)**

7 Repeal the definition.

8 **5 Subsection 2A(2) (definition of *notice of assessment*)**

9 Repeal the definition.

10 **6 Subsection 2A(2) (definition of *Scheme*)**

11 Repeal the definition.

12 **7 Subsection 2A(2) (definition of *surcharge*)**

13 Repeal the definition.

14 **8 Subsection 2A(2) (definition of *surchargeable contributions*)**

15 Repeal the definition.

16 **9 Subsection 2A(2) (definition of *surcharge debt account*)**

17 Repeal the definition.

18 **10 Subsection 2A(2) (definition of *surcharge deduction amount*)**

19 Repeal the definition.

20 **11 Subsection 4(1)**

21 Omit “subsection (3)”, substitute “paragraph (3)(a)”.

22 **12 Subsection 4(2)**

23 Omit “subsection (3A)”, substitute “paragraph (3)(b)”.

24 **13 Subsections 4(3) to (7)**



1 Repeal the subsections, substitute:

2 (3) The rate of the allowance payable to a person under this section at  
3 any time is:

4 (a) in the case of a person who has held office as  
5 Governor-General—60% of the rate of the salary payable to  
6 the Chief Justice of the High Court of Australia at that time;  
7 or

8 (b) in the case of a person who is a spouse of a deceased person  
9 who held office as Governor-General—five-eighths of the  
10 rate applicable under paragraph (a) at that time to a person  
11 who has held office as Governor-General.

12 (4) The amount of the allowance that, but for this subsection, would be  
13 payable to a person under this section in respect of any period is  
14 reduced by the amount of any pension or retiring allowance  
15 payable to that person, whether by virtue of a law or otherwise, in  
16 respect of that period out of money provided in whole or in part by  
17 the Commonwealth, a State or a Territory.

#### 18 **14 Paragraph 4A(3)(b)**

19 Repeal the paragraph, substitute:

20 (b) ensure that the aggregate of the rates of allowance applicable  
21 to the spouses will not exceed 100% of the rate of allowance  
22 that would have been applicable to the deceased person under  
23 paragraph 4(3)(a); and

#### 24 **15 Paragraph 4A(3)(c)**

25 Omit “subsection 4(3A)”, substitute “paragraph 4(3)(b)”.

#### 26 **16 Section 5A**

27 Repeal the section.

#### 28 **17 Application**

29 The repeals and amendments made by this Part do not apply in relation  
30 to a person who held office as Governor-General at any time after  
31 29 June 2001 and before the commencement of this Part.