



New South Wales

# Superannuation Administration Amendment (Trust Deed Schemes) Act 2006 No 121

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New South Wales

# **Superannuation Administration Amendment (Trust Deed Schemes) Act 2006 No 121**

Act No 121, 2006

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An Act to amend the *Superannuation Administration Act 1996* with respect to trust deed schemes. [Assented to 4 December 2006]

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Superannuation Administration Amendment (Trust Deed Schemes) Act 2006*.

**2 Commencement**

This Act commences on the date of assent.

**3 Amendment of Superannuation Administration Act 1996 No 39**

The *Superannuation Administration Act 1996* is amended as set out in Schedule 1.

**4 Repeal of Act**

- (1) This Act is repealed on the day following the day on which this Act commences.
- (2) The repeal of this Act does not, because of the operation of section 30 of the *Interpretation Act 1987*, affect any amendment made by this Act.

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## Schedule 1 Amendments

(Section 3)

**[1] Long title**

Insert “and associated persons” after “employees”.

**[2] Section 3 Objects of Act**

Insert “and associated persons” after “employees” in section 3 (e).

**[3] Section 127 Additional State public sector superannuation schemes**

Insert after section 127 (1) (d):

- (e) local government councillors or a class or classes of local government councillors,
- (f) spouses or de facto partners of persons referred to in paragraphs (a)–(e), or a class or classes of such spouses or de facto partners.

**[4] Section 127 (1A) and (2)**

Omit “employees” wherever occurring. Insert instead “persons”.

**[5] Section 127 (8)**

Insert after section 127 (7):

- (8) In this section:

*de facto partner* of a person means a person who is in a de facto relationship within the meaning of the *Property (Relationships) Act 1984* with the other person.

*local government councillor* means a councillor within the meaning of the *Local Government Act 1993*.

**[6] Section 128B, heading**

Omit “employees”.

Insert instead “persons”.

**[7] Schedule 3 Savings and transitional provisions**

Insert at the end of clause 1 (1):

*Superannuation Administration Amendment (Trust Deed Schemes) Act 2006*

[8] **Schedule 3, Part 4**

Insert after Part 3:

**Part 4 Provisions consequent on the enactment  
of the Superannuation Administration  
Amendment (Trust Deed Schemes)  
Act 2006**

**29 Validations**

- (1) Any approval given or purported to be given by the Minister under section 127 (1A) of this Act as in force before the commencement of the 2006 amending Act that would have been validly given under that subsection, had the amendments made by the 2006 amending Act been in force when it was given, is validated and is taken to have always been validly given.
- (2) Accordingly, any trust deed the extension of the application of which was approved as referred to in subclause (1) and which would have been validly extended, had the amendments made by the 2006 amending Act been in force when the trust deed was extended, is taken to have always been validly extended.
- (3) In this clause:  
*the 2006 amending Act* means the *Superannuation Administration Amendment (Trust Deed Schemes) Act 2006*.

[Second reading speech made in—

Legislative Assembly on 24 October 2006

Legislative Council on 22 November 2006]

BY AUTHORITY