



New South Wales

State Authorities Superannuation Amendment (Ambulance Officers) Regulation 2011

under the

State Authorities Superannuation Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *State Authorities Superannuation Act 1987*.

GREG PEARCE, MLC
Minister for Finance and Services

Explanatory note

The *Ambulance Service of NSW Death and Disability (State) Award* provides for the payment of death and incapacity benefits to ambulance officers covered by the award, including to ambulance officers who are contributors to the State Authorities Superannuation Scheme and who relinquish their coverage for the additional benefit under that scheme.

The objects of this Regulation are:

- (a) to make provision in relation to ambulance officers who relinquish coverage for the additional benefit and ambulance officers who cannot elect to be covered for the additional benefit, and
- (b) to allow the SAS Trustee Corporation to provide to the Ambulance Service of NSW and the FSS Trustee Corporation information it obtains about an ambulance officer in the administration of the *State Authorities Superannuation Act 1987*, but only with the consent of the officer and for the purpose of complying with or giving effect to the award.

This Regulation is made under the *State Authorities Superannuation Act 1987*, including sections 46AL, 46AN and 55 (the general regulation-making power). Section 46AN (3) enables regulations to be made that are inconsistent with Part 3 of the Act for the purpose of complying with or giving effect to the ambulance officers award.

2011 No 520

State Authorities Superannuation Amendment (Ambulance Officers)
Clause 1 Regulation 2011

**State Authorities Superannuation Amendment
(Ambulance Officers) Regulation 2011**

under the

State Authorities Superannuation Act 1987

1 Name of Regulation

This Regulation is the *State Authorities Superannuation Amendment (Ambulance Officers) Regulation 2011*.

2 Commencement

This Regulation commences on 12 October 2011 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of State Authorities Superannuation Regulation 2010

[1] Part 7

Insert after Part 6:

Part 7 Ambulance officers award

42 Definition

In this Part, *ambulance officers award* means the *Ambulance Service of NSW Death and Disability (State) Award*.

43 Prescription of ambulance officers award

For the purposes of the definition of *ambulance officers award* in section 46AL of the Act, the ambulance officers award is prescribed.

44 Provision of information

For the purposes of complying with or giving effect to the ambulance officers award, and only with the consent of the relevant employee, STC may provide to the Ambulance Service of NSW or the FTC information about the employee obtained in the administration of the Act.

45 Certain ambulance officers may not apply for additional benefit

Despite section 20 of the Act, an employee is not entitled to elect to be covered for the additional benefit while employed as an ambulance officer if the employee had not had an application for additional benefit cover approved under section 22 of the Act before 12 October 2011.

46 Ambulance officers may elect to relinquish cover for additional benefit

- (1) An ambulance officer may elect to relinquish cover for the additional benefit on or before:
 - (a) 12 January 2012, if the ambulance officer was an ambulance officer immediately before 12 October 2011, or
 - (b) the day that is 3 months after the day on which the ambulance officer becomes an ambulance officer, if the ambulance officer was not an ambulance officer immediately before 12 October 2011.

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- (2) Despite section 22 of the Act, if an ambulance officer so elects:
 - (a) the ambulance officer ceases to be liable to pay the additional benefit levy in relation to any subsequent period during which the ambulance officer is not covered for the additional benefit, and
 - (b) STC must effect the cessation of the additional benefit cover of the person on and from the date that is the first day on which the ambulance officer is covered for a death or incapacity benefit payable under the ambulance officers award, and
 - (c) the ambulance officer is not entitled to be covered for the additional benefit while employed as an ambulance officer.
- (3) The Director-General of the Department of Health may, by notice in writing to STC, extend the period within which an ambulance officer may elect to relinquish cover for the additional benefit.

[2] Part 7 Miscellaneous

Renumber Part 7 as Part 8 and renumber clause 42 as clause 47.