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# **Papua New Guinea (Staffing Assistance) (Superannuation) Amendment Regulations 2001 (No. 1 )<sup>1</sup>**

**Statutory Rules 2001 No. 1<sup>2</sup>**

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I, PETER JOHN HOLLINGWORTH, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Papua New Guinea (Staffing Assistance) Act 1973*.

Dated      ' 8 OCT 2001      2001

**PETER HOLLINGWORTH**  
Governor-General

By His Excellency's Command

**JOHN FAHEY**  
Minister for Finance and Administration

**1 Name of Regulations**

These Regulations are the *Papua New Guinea (Staffing Assistance) (Superannuation) Amendment Regulations 2001* (No. /).

**2 Commencement**

These Regulations commence on gazettal.

**3 Amendment of Papua New Guinea (Staffing Assistance) (Superannuation) Regulations**

Schedule 1 amends the Papua New Guinea (Staffing Assistance) (Superannuation) Regulations.

**4 Application of amendments**

- (1) The amendments made by Schedule 1 apply:
  - (a) for the purpose of working out an increase in the amount of the annual pension that is payable immediately before:
    - (i) the prescribed half-year (as defined in the amendment made by item [5] of Schedule 1) beginning on 1 January 2002; and
    - (ii) each subsequent prescribed half-year; and
  - (b) for any other purpose related to the purpose mentioned in paragraph (a).
- (2) To avoid doubt, the amendments made by Schedule 1 do not affect any increase in the amount of the annual pension that arose from the operation of any provision repealed or amended by Schedule 1.

## Schedule 1      Amendments

(regulation 3)

### [1]      Regulation 1

*substitute*

#### 1      Name of Regulations

These Regulations are the *Papua New Guinea (Staffing Assistance) (Superannuation) Regulations 1973*.

### [2]      Part X

*omit*

### [3]      Part XA, heading

*substitute*

## Part XA      Pension increases on and after 1 January 2002

### [4]      Subregulation 111A (1), before definition of *pension*

*insert*

***first quarter***, in relation to a half-year, means:

- (a) for a half-year beginning on 1 January in a year — the March quarter of the year; and
- (b) for a half-year beginning on 1 July in a year — the September quarter of the year.

***half-year*** means a period of 6 months beginning on 1 January or 1 July in any year.

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**[5] Subregulation 111A (1), after definition of *pension***

*insert*

*prescribed half-year* means the half-year commencing on 1 January 2002 or a subsequent half-year.

**[6] Subregulation 111A (1), definition of *prescribed year***

*omit*

**[7] Subregulation 111A (2)**

*after*

March quarter

*insert*

or September quarter

**[8] Subregulation 111B (1)**

*omit each mention of*

March quarter

*insert*

first quarter

**[9] Subregulation 111B (1)**

*omit each mention of*

year

*insert*

half-year

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**[10] Subregulation 111B (2)**

*omit*

year

*insert*

half-year

**[11] Subregulation 111B (3), definitions of A and B**

*omit each mention of*

March quarter

*insert*

first quarter

**[12] Subregulation 111B (3), definitions of A and B**

*omit each mention of*

year

*insert*

half-year

**[13] Subregulation 111C (1)**

*omit each mention of*

year

*insert*

half-year

**[14] Subparagraph 111C (1) (b) (ii)**

*omit*

prescribed year; or

*insert*

prescribed year;

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**[15] Paragraph 111C (1) (c)***omit***[16] Subregulations 111C (2), (3) and (4)***substitute*

- (2) If the retirement or death took place after 15 June or 15 December in the half-year immediately preceding the relevant prescribed half-year, the person is not entitled to the increase.
- (3) If the retirement or death took place on or before 15 June or 15 December in the half-year immediately preceding the relevant prescribed half-year, the increase is:

$$\frac{n}{6} \times \text{standard increase}$$

where:

*n* is the number of months in the period during the immediately preceding half-year when the pension was payable.

*standard increase* is the increase that would have applied but for this regulation.

- (4) If the period referred to in subregulation (3) is less than 1 month, *n* is taken to be 1.

**[17] Subregulations 111D (1), (2) and (3)***omit*

Part X or

**[18] Regulation 111E***omit*

30 June in a year

*insert*

30 June or 31 December in a half-year

**[19] Regulations 111EA and 111EB***omit***Notes**

1. These Regulations amend Statutory Rules 1973 No. 239, as amended by 1974 Nos. 128 and 156; 1975 Nos. 134 and 179; 1976 Nos. 74, 138 and 183; 1977 Nos. 65, 145 and 218; 1978 Nos. 92 and 155; 1981 No. 387; Act No. 93, 1986; Statutory Rules 1987 No. 63; Act No. 125, 1989.

2. Notified in the *Commonwealth of Australia Gazette* on 15 October 2001.