



Military Superannuation and Benefits Amendment Trust Deed 2004 (No. 5)

I, DE-ANNE MARGARET KELLY, Minister for Veterans' Affairs, for the Minister for Defence, make this Trust Deed under subsection 5 (1) of the *Military Superannuation and Benefits Act 1991*.

Dated 23 December 2004

DE-ANNE KELLY
Minister for Veterans' Affairs
for the Minister for Defence

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1 Name of Trust Deed

This Trust Deed is the *Military Superannuation and Benefits Amendment Trust Deed 2004 (No. 5)*.

2 Commencement

This Trust Deed commences, or is taken to have commenced, as follows:

- (a) on 1 July 2004 — sections 1 to 3 and Schedule 1;
- (b) on the date of the notification of this Trust Deed in the *Gazette* — Schedule 2.

3 Amendment of Military Superannuation and Benefits Trust Deed

Schedules 1 and 2 amend the Military Superannuation and Benefits Trust Deed made under the *Military Superannuation and Benefits Act 1991*.

Schedule 1 Amendment taken to have commenced on 1 July 2004

(section 3)

[1] Subrule 96 (1)

omit

\$1 300,

insert

\$1 303.03,

Schedule 2 Amendments commencing on gazettal

(section 3)

[1] Subrules 56 (1) and (2)

omit each mention of

March quarter and September quarter

insert

March quarter or September quarter

[2] Subrule 96 (2)

substitute

- (2) On 1 January 2005, the amount mentioned in subrule (1) is indexed in accordance with rule 97.
- (2A) On 1 July 2005, and on 1 January and 1 July in each year following 2005, the indexed amount in force immediately before that date is indexed in accordance with rule 97.

[3] Subrule 97 (1)

substitute

- (1) If the all groups consumer price index number for the weighted average of the 8 capital cities published by the Statistician in respect of the March quarter or September quarter of the half-year immediately before the date of the indexation (factor **A**) exceeds the highest all groups consumer price index number for the weighted average of the 8 capital cities published by the Statistician in respect of the March quarter or September quarter of any earlier half-year, not being a half-year earlier than the half-year that commenced on 1 January 2004 (factor **B**), the amount is increased at the rate worked out in accordance with subrule (2).