

**Superannuation (PSS) Approved Authority Inclusion Declaration (Amendment) 1999 No. 36**

EXPLANATORY STATEMENT

STATUTORY RULES 1999 No. 36

Issued by the authority of the Minister for Finance and Administration

Superannuation Act 1990

Declaration under paragraph (b) of the definition of "approved authority" in section 3

The Superannuation Act 1990 (the 1990 Act) makes provision, for and in relation to an occupational superannuation scheme, called the Public Sector Superannuation Scheme (the PSS), for Commonwealth employees and certain other persons.

Persons eligible to contribute under the 1990 Act include persons who are employed under the Public Service Act 1922, as well as persons who are employed by an "approved authority". In accordance with paragraph (b) of the definition of "approved authority" in section 3 of the 1990 Act, an approved authority includes an authority or body declared by the Minister for Finance and Administration to be an approved authority for the purposes of the 1990 Act, being a body of a kind described in the definition. Declarations made under paragraph (b) of the definition of approved authority are contained in the Superannuation (PSS) Approved Authority Inclusion Declaration (the Principal Declaration).

Section 45 of the 1990 Act provides that such a declaration is a disallowable instrument for the purposes of section 46A of the Acts Interpretation Act 1901 and a statutory rule for the purposes of the Statutory Rules Publication Act 1903.

NEPC Service Corporation is established for a public purpose by the National Environment Protection Council Act 1994 and is a body of a kind described in paragraph (b) of the definition of "approved authority" in section 3 of the 1990 Act. It is appropriate that NEPC Service Corporation be declared an approved authority for the purposes of the 1990 Act to provide the option of PSS membership to staff employed under employment contracts.

The Declaration contained in the statutory rules and cited as "Superannuation (PSS) Approved Authority Declaration (Amendment)" amends the Principal Declaration by including NEPC Service Corporation in the list of bodies declared by the Minister for Finance and Administration to be approved authorities for the purposes of the 1990 Act.