

South Australia

## **Superannuation (Electricity Industry Pensioners) Regulations 2001**

under the *Superannuation Act 1988*

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#### **1—Short title**

These regulations may be cited as the *Superannuation (Electricity Industry Pensioners) Regulations 2001*.

#### **2—Commencement**

These regulations come into operation on the day on which they are made.

#### **3—Interpretation**

In these regulations—

*Act* means the *Superannuation Act 1988*;

*electricity industry pensioner* or *pensioner* means a person who has been transferred from the Electricity Industry Superannuation Scheme to the State Scheme under clause 2(1) or 3(3) of Schedule 1B of the Act.

#### **4—Notional pension when determining spouse pension**

Where—

- (a) before the transfer of an electricity industry pensioner to the State Scheme the pensioner had commuted part of his or her pension on the basis that the commutation would not be taken into account when determining the amount of the pension payable to the pensioner's spouse; and
- (b) the pensioner dies and is survived by a spouse who is entitled to a spouse pension under the Act,

the notional pension for the purpose of determining the spouse's pension will be the pension that the electricity industry pensioner would have been receiving immediately before his or her death if the commutation referred to in paragraph (a) had not occurred.

## Legislative history

### Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Revocation of regulations

The *Superannuation (Electricity Industry Pensioners) Regulations 2001* were revoked by Sch 1 of the *Superannuation (Electricity Industry Pensioners) Regulations 2016* on 1.9.2016.

### Principal regulations

Year	No	Reference	Commencement
2001	222	<i>Gazette 27.9.2001 p4321</i>	27.9.2001: r 2