



**MINISTER FOR TRANSPORT, TRADE,
EMPLOYMENT AND INDUSTRIAL RELATIONS
PUBLIC SERVICE COMMISSIONER**

DIRECTIVE No. 12/07
October 2007

- 1. TITLE:** **Superannuation Entitlements for Certain Employees**

- 2. PURPOSE:** To prescribe the conditions for superannuation entitlements payable to public service employees who are 70 years of age and over.

- 3. LEGISLATIVE PROVISION:** Section 34 of the *Public Service Act 1996*

- 4. APPLICATION:** This directive applies to -
 - public service officers; and
 - an employee engaged on contract under sections 69 and 70 of the *Public Service Act*; and
 - temporary employees engaged under section 113(2) of the *Public Service Act 1996*; and
 - general employees engaged under section 112(2) of the *Public Service Act 1996*.

- 5. STANDARD:** The requirements and entitlements prescribed in the Schedule apply.

- 6. EFFECTIVE DATE:** This Directive is to operate from **1 July 2007**.

SCHEDULE A

SUPERANNUATION ENTITLEMENTS FOR CERTAIN EMPLOYEES

GENERAL REQUIREMENTS	
<p>1. Definitions</p> <p>For the purposes of this directive:</p> <p>Public service employee includes:</p> <ul style="list-style-type: none">• a public service officer; or• an employee engaged on contract under sections 69 and 70 of the <i>Public Service Act 1996</i>; or• a temporary or casual employee engaged under section 113(2) of the <i>Public Service Act 1996</i>; or• a general employee, including a casual, engaged under section 112(2) of the <i>Public Service Act 1996</i>. <p>Between 70 to 75 years means from the day of an employee's 70th birthday until the day before an employee's 75th birthday.</p> <p>More than 75 years means from the day of an employee's 75th birthday.</p> <p>Ordinary Time Earnings is as defined in the <i>Superannuation Laws Amendment (2004 Measures no.2) Act 2004</i>.</p>	<p>2. Entitlement</p> <p>2.1 A public service employee who is between 70 to 75 years of age is entitled to the same superannuation arrangements that apply to public service employees under 70 years of age.</p> <p>2.2 A public service employee who is more than 75 years of age will be paid cash payments equivalent to 9% of ordinary time earnings calculated for each pay period in lieu of employer superannuation contributions.</p>