

Determination: Superannuation for Members of Parliament – 2007 March 28th

DETERMINATION OF THE SALARIES AND ALLOWANCES TRIBUNAL

Pursuant to Provisions of Section 6a of the *Salaries and Allowance Act 1975* and Sections 28(3)(5) and (6) of the *Parliamentary Superannuation Act 1970*

PREAMBLE

The present arrangements for the splitting of superannuation interests for Family Law purposes, provide that the Parliamentary Pension Scheme (the scheme) is subject to the minimum or 'default' option under the Commonwealth's Superannuation and Family Law legislation in respect of valuing and dividing superannuation benefits upon marriage breakdown.

Under this arrangement the non-member spouse's 'interest' in the Member's benefit is identified and accrues at a prescribed rate. However, the non-member spouse is not entitled to receive their portion of the Member's superannuation benefit until the time the Member is paid their benefit.

The Commonwealth's preferred approach is for superannuation benefits to be divided between the parties at the time of the separation. This is referred to as the 'clean break' pe

Signed at Perth this 28th day of March 2007

Professor M Wood
CHAIRMAN

J A S Mews
MEMBER

M L Nadebaum
MEMBER

SALARIES AND ALLOWANCES TRIBUNAL

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Pursuant to Provisions of Section 6a of the *Salaries and Allowance Act 1975* and
Sections 28(3)(5) and (6) of the *Parliamentary Superannuation Act 1970*

The Tribunal determines that

(1) where a member or former member of the Parliamentary Pension Scheme is

Dated at Perth this 28th day of March 2007

Professor M Wood
CHAIRMAN

J A S Mews
MEMBER

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