



# **Superannuation Industry (Supervision) Amendment Regulations 2009 (No. 2)**

## **Select Legislative Instrument 2009 No. 46**

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I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Superannuation Industry (Supervision) Act 1993*.

Dated 13 March 2009

QUENTIN BRYCE  
Governor-General  
By Her Excellency's Command

NICK SHERRY  
Minister for Superannuation and Corporate Law

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**1 Name of Regulations**

These Regulations are the *Superannuation Industry (Supervision) Amendment Regulations 2009 (No. 2)*.

**2 Commencement**

These Regulations commence on the day after they are registered.

**3 Amendment of *Superannuation Industry (Supervision) Regulations 1994***

Schedule 1 amends the *Superannuation Industry (Supervision) Regulations 1994*.

**Schedule 1 Amendments**

(regulation 3)

**[1] Schedule 1A, clause 2**

*omit*

clauses 3 and 4,

*insert*

clauses 3, 3A and 4,

**[2] Schedule 1A, after clause 3**

*insert*

3A. For the financial year commencing on 1 July 2008, the minimum limit is half of the amount determined under the formula in clause 2.

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**[3] Schedule 1AAB, clause 2***omit*

clauses 3 and 4,

*insert*

clauses 3, 3A and 4,

**[4] Schedule 1AAB, after clause 3***insert*

- 3A. For the financial year commencing on 1 July 2008, the minimum limit is half of the amount determined under the formula in clause 2.

**[5] Schedule 6, after clause 8***insert*

9. Clause 8 does not apply if clause 10 applies.
10. For the financial year commencing on 1 July 2008, an amount is taken to have been determined in accordance with clause 1 if the amount is:
  - (a) not less than 45% of the amount determined in accordance with clause 1; and
  - (b) not greater than 110% of the amount determined in accordance with clause 1.

**[6] Schedule 7, subclause 1 (1)***omit*

clauses 3 and 4,

*insert*

clauses 3, 4 and 4A,

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**[7] Schedule 7, after clause 4***insert*

4A For the financial year commencing on 1 July 2008, the amount of payments is half of the amount worked out using the formula in clause 1.