

NORTHERN TERRITORY OF AUSTRALIA

**SUPERANNUATION ACT 1986**

**Determination 1 of 2019**

**Executive Contract Officers – NTGPASS Contribution Rates**

I James Bernard Richards, the Commissioner of Superannuation, determine pursuant to sections 6(1)(a) and 6(2) of the *Superannuation Act 1986* (the Act) that a person employed under an **Executive Contract of Employment (the Executive Contract Officer)** who is a member of the Northern Territory Government and Public Authorities' Superannuation Scheme (**NTGPASS**) must make contributions to an accumulation account under Rule 5(1) of the *Northern Territory Government and Public Authorities' Superannuation Scheme Rules 1986 (the NTGPASS Rules)* as follows:

1. subject to paragraph 2, where the Executive Contract Officer's Total Remuneration Package (as defined in their Executive Contract of Employment or instrument of appointment, however described) at an **annual review date** as defined in NTGPASS Rule 1 is:
  - a. less than or equal to \$300 000 per annum, at a rate of 4, 5 or 6% of the member's **contribution salary** (as defined in NTGPASS Rule 1);
  - b. greater than \$300 000, but no more than \$400 000, at a rate of 3, 4, 5 or 6% of the member's contribution salary;
  - c. greater than \$400 000, at a rate of 2, 3, 4, 5 or 6% of the member's contribution salary; or
2. at a rate of the member's contribution salary specified by the Commissioner in a written notice, for the period specified in that notice.

The Commissioner will only issue a notice under paragraph 2 where satisfied that the NTGPASS and Northern Territory Supplementary Superannuation Scheme benefits accrued while the Executive Contract Officer has been employed under one or more Executive Contracts of Employment is less than the Executive Contract Officer's superannuation guarantee entitlements in respect of that period.

**Definition**

For the purposes of this determination, an **Executive Contract of Employment** includes:

1. an **Executive Contract of Employment** as defined in section 3(1) of the *Public Sector Employment and Management Act 1993* or any Act in substitution for that Act;
2. a contract made pursuant to section 16AAA of the *Police Administration Act 1978*;
3. a fixed period contract of employment for any person employed in a position having ascribed to it a full-time equivalent Total Remuneration Package higher than the full-time equivalent salary applying to an Executive Officer 3 position as set out in the applicable Northern Territory Public Sector Enterprise Agreement from time to time, where that employment is:
  - a. with a **public authority** as defined in section 3(1) of the *Superannuation Act 1986*, or
  - b. under a contract with the Northern Territory of Australia entered into pursuant to a delegation under the *Contracts Act 1978* (such as occurs for Ministerial Executive Contract Officers and staff performing similar roles employed to assist the Leader of the Opposition and Independent Members of the Legislative Assembly).

Dated this 2<sup>nd</sup> day of September 2019



JAMES RICHARDS  
Commissioner of Superannuation