

1991

THE PARLIAMENT OF THE COMMONWEALTH OF  
AUSTRALIA

HOUSE OF REPRESENTATIVES

INDUSTRIAL RELATIONS LEGISLATION AMENDMENT BILL 1991

SUPPLEMENTARY EXPLANATORY MEMORANDUM

Amendment to be moved on behalf of the  
Government

(Circulated by the authority of the  
Minister for Industrial Relations Senator  
the Hon. Peter Cook)

NOTES ON PROPOSED AMENDMENT

Clause 25 of the Industrial Relations Legislation Amendment Bill 1991 proposes to insert a new section 4B into the Remuneration Tribunal Act 1973 (the RT Act) to provide for disclosure of interest by members of the Remuneration Tribunal.

Proposed subsection 4B(1) will provide for disclosure of interest by the Chairman of the Tribunal to the Minister of any interest, pecuniary or otherwise, that could conflict with the proper performance of his or her functions in relation to a matter before the Tribunal. Under proposed subsection 4B(2) the Minister may direct the Chairman not to take part in consideration of a matter where such a conflict of interest exists. Proposed subsections 4B(3) and (4) would make analogous provision in relation to other members of the Tribunal.

Amendment (1) will omit proposed paragraph 4B(1)(b) and substitute a new paragraph. The proposed new paragraph will provide that, following a relevant disclosure, the Chairman not continue hearing a matter unless the Minister consents in writing to him or her doing so.

Amendment (2) will omit proposed subsection 4B(2) which, consequential upon amendment (1), will not be required.



