

1988

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

JUDICIAL AND STATUTORY OFFICERS (REMUNERATION AND ALLOWANCES)
AMENDMENT BILL 1988

EXPLANATORY MEMORANDUM

(Circulated by the authority of the Honourable Ralph Willis MP,
Minister for Industrial Relations)

Judicial and Statutory Officers (Remuneration and Allowances)
Amendment Bill 1988

OUTLINE

The purpose of this Bill is to give effect to the most recent recommendations of the Remuneration Tribunal on salaries and allowances for judges (including persons who, by virtue of an Act, have the same status as a judge) and the President and Members of the Inter-State Commission by amendments to the Judicial and Statutory Officers (Remuneration and Allowances) Act 1984.

The Tribunal's recommendations follow from its 1987 Review of the remuneration and allowances of justices and judges and the President and Members of the Inter-State Commission and are contained in Report Nos 4 and 5 of 1987 which were presented to the Government in December 1987.

The new rates of salary are proposed to take effect from 1 January 1988. They include the flow-on of National Wage Case decisions of the Australian Conciliation and Arbitration Commission since these salaries were last varied by legislation in 1986.

Financial Impact Statement

The cost of implementing the Tribunal's recommendations in respect of judges (including persons who, by virtue of an Act, have the same status as a judge), and the President and Members of the Inter-State Commission will be of the order of \$1.2m in FY 1988-89.

CLAUSE NOTES

Clauses 1 and 2

The first two clauses of the Bill provide for the short title, the meaning of the term "Principal Act" to be the Judicial and Statutory Officers (Remuneration and Allowances) Act 1984 and commencement of the legislation as from 2 December 1987.

Clauses 3 to 8: Remuneration of Judges and the President and members of the Inter-State Commission.

These clauses implement the recommendations of the Remuneration Tribunal's 1987 Review.

The areas covered by each clause are as follows:

- Clause 3 - expenses of office allowance for the Chief Judge of the Supreme Court of Norfolk Island, President of the Administrative Appeals Tribunal, President of the Trade Practices Tribunal, and members of the Inter-State Commission.
- Clause 4 - travelling allowances for the Chief Justice and Justices of the High Court of Australia.
- Clause 5 - additional allowance payable to a Justice of the High Court whose sole or principal place of residence is not in or near the Australian Capital Territory.
- Clause 6 - travelling allowances for other judges and certain other office holders.
- Clause 7 - travelling allowances for members of the Inter-State Commission.
- Clause 8 - salaries and expenses of office allowances for Judges, President of the Inter-State Commission and Chairman of the Commonwealth Grants Commission.