

1980-81

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
HOUSE OF REPRESENTATIVES

Remuneration and Allowances Amendment Bill 1981

EXPLANATORY MEMORANDUM

(Circulated by authority of the Minister for
Administrative Services, the Hon. Kevin Newman, M.P.)

OUTLINE

The purpose of this Bill is to give effect to the Government's decisions:

- (a) to implement Remuneration Tribunal Report No. 2 of 1981 concerning the remuneration of members of the Commonwealth judiciary;
- (b) to modify Remuneration Tribunal Determinations Nos. 9 and 10 of 1981 in respect of the salaries payable to Senators, Members and Parliamentary office-holders to provide that:
 - (i) the increases in salaries payable for the year ending 30 June 1982 shall be at the rate of half the increase determined by the Tribunal; and
 - (ii) the salaries payable from 1 July 1982 shall be at the rates determined by the Tribunal in these Determinations.

The Bill also amends the Ministers of State Act 1952 to increase the limit on the annual amount appropriated for Ministerial salaries from \$400,000 to \$452,000, to enable Ministers to receive half the increases recommended by the Tribunal.

NOTES ON CLAUSES

PART I

- Clause 1 - Short title
- Clause 2 - Provides that the Act be deemed to have come into operation on 1 July 1981.

PART II

- Clause 3 - Modifies Remuneration Tribunal Determination No. 9 of 1981 in respect of the salaries payable to Parliamentary office-holders to provide that:

- . the increases in salaries payable for for the year ending on 30 June 1982 shall be at the rate of half the increases determined by the Tribunal;
- . the salaries payable from 1 July 1982 shall be at the rates determined by the Tribunal in this Determination.

Rates of special allowance are as determined by the Tribunal.

- Clause 4 - Modifies Remuneration Tribunal Determination No. 10 of 1981 in respect of the basic salary of Senators and Members to make provisions similar to those in Clause 3.

PART III

- Clause 5 - In this Part the Ministers of State Act 1952 is the Principal Act.
- Clause 6 - Section 5 of the Principal Act is amended to increase to \$452,000 the limit on the annual amount appropriated for Ministerial salaries.

Part IV

Clause 7 - In this Part the Remuneration and Allowances Act 1973 is the Principal Act.

Clause 8 - Section 13 of the Principal Act is amended:

- . to increase to \$300 the allowance paid to a person who holds the Office of Chairman of the Law Reform Commission and who holds one of the offices referred to in the section
- . to omit from the offices referred to in the section the office of Judge of the Supreme Court of the Northern Territory (consequential upon the Northern Territory (Supreme Court) Act 1979).

Clause 9 - Section 13A of the Principal Act is amended:

- . to increase travelling allowance payable to the Chief Justice and Justices of the High Court for an overnight stay in a capital city to \$98
- . to provide for travelling allowance for any other overnight stay to be \$75
- . to increase, to \$25, the travelling allowance payable in respect of part of a day.

Clause 10 - Section 13B of the Principal Act is amended to increase to \$8250 the "Canberra allowance" payable to High Court Justices who held a High Court appointment on 1 July 1980 and who do not establish a place of residence in Canberra.

Clause 11 - Section 13C of the Principal Act is amended:

- . to increase travelling allowance payable to holders of the judicial and other offices specified in Column 1 of Part II of Schedule 3 for an overnight stay in a capital city to \$90
- . to provide for travelling allowance for any other overnight stay to be \$70
- . to increase, to \$25, the travelling allowance payable in respect of part of a day.

Clause 12 - Substitutes a new Schedule 3 to the Principal Act. The schedule fixes the rates of salaries and allowances payable to the judicial and other office holders specified.

PART V

- Clause 13 - In this Part the Remuneration Tribunals Act 1973 is the Principal Act.
- Clause 14 - Provides that sub-section 7(8) of the Principal Act shall not apply to determinations of the Remuneration Tribunal made in its 1981 Review, including those determinations modified in Part II above. (Sub-section 7(8) provides that either House of Parliament may, within fifteen sitting days of tabling, disallow by resolution a determination of the Tribunal, the determination to remain in effect unless and until disallowed)

