

# REMUNERATION TRIBUNAL

## Determination Number 14 of 1999

### REMUNERATION AND ALLOWANCES FOR HOLDERS OF PUBLIC OFFICES

Pursuant to subsections 7(3), 7(4), 8(2)(b) and 8(3) of the *Remuneration Tribunal Act 1973*, the Remuneration Tribunal has inquired into the remuneration and allowances to be paid to holders of public offices, and other matters significantly related thereto, and determines as set out hereunder:

#### PART 1: FULL-TIME HOLDERS OF PUBLIC OFFICE

- 1.1 In this Part, Determination No 5 of 1999 as amended is referred to as the Principal Determination.
- 1.2 Part 1, Table 1 of the Principal Determination is amended by:
  - (a) inserting the following footnote for the Chair, Indigenous Land Corporation: "If appointed on a part-time basis, the Chair of the Indigenous Land Corporation may be paid salary and the office holder supplement specified in Part 5 on a pro-rata basis in accordance with the hours worked, with effect on and from 24 September 1999."
  - (b) increasing the rate of base salary for the Deputy President of the Repatriation Commission from \$115,800 to \$129,900 with effect on and from the date of signature of this Determination.
  - (c) increasing the rate of base salary for the Director General of the Australian Security and Intelligence Organisation from \$144,100 to \$152,200 with effect on and from 28 July 1999; and
  - (d) inserting the following footnote for the Director General of the Australian Security and Intelligence Organisation: "The Director-General of the Australian Security and Intelligence Organisation shall receive an office holder supplement of \$20,000 in lieu of that otherwise payable under Part 5, with effect on and from 28 July 1999".
- 1.3 Under Part 4, Clause 4.1 of the Principal Determination:
  - (a) \$7,500 is payable to Ms Ginnane, Chief Executive Officer of the Private Health Insurance Administration Council, for the 12 month assessment period 1998/1999;
  - (b) \$15,000 is payable to Dr Russell Reichelt, Director of the Australian Institute of Marine Science for the 12 month assessment period 1998/1999; and
  - (c) \$15,000 is payable to Ms Annabelle Pegrum, Chief Executive of the National Capital Authority, for the 12 month assessment period 1998/1999.

#### PART 2: PART-TIME HOLDERS OF PUBLIC OFFICE

- 2.1 In this part, Determination No 3 of 1999 as amended is referred to as the Principal Determination.
- 2.2 Part 1 of the Principal Determination is amended by amending the footnote for the Deputy Chair of the Australian River Company Limited to read "Additional remuneration of \$36,500 per annum shall be payable to Mr E.G. Anson for the performance of executive duties for the period 1 November 1999 up to 30 June 2000 if deemed necessary by the Board of the Australian River Company Limited."

- 2.3 The reference in Part 2 of the Principal Determination to the Australian National Council on AIDS and Related Diseases shall be amended to refer to "Australian National Council on AIDS, Hepatitis C and Related Diseases".

PART 3: REMUNERATION AND ALLOWANCES -  
DIRECTOR OF PUBLIC PROSECUTIONS

- 3.1 In this Part, Determination No 19 of 1998 as amended is referred to as the Principal Determination.
- 3.2 The Title of the Principal Determination is amended to read: "Solicitor-General and Director of Public Prosecutions"
- 3.3 The Principal Determination is amended by inserting above the Preamble the following heading "PART A".
- 3.4 Under Clause 2 of the Principal Determination, the reference to a Tribunal determination is amended to refer to "Determination No. 4 of 1999".
- 3.5 Under Clause 4(c) of the Principal Determination, inserting the following text:  
"PART B  
The Tribunal has inquired into the remuneration to paid to the holder of the office of the Director of Public Prosecutions and other matters significantly related thereto, and determines as set out from hereunder, with effect on and from 1 October 1999:
1. Basic rate of salary of \$203,000 per annum.
  2. Travelling allowance at the rate of, and under the same conditions of payment as determined from time to time for Secretaries of Departments in accordance with Determination No. 4 of 1999.
  3. A 17.5% loading shall be payable on recreation leave accrued by the holder of this office before 2 January 1996."

PART 4: COMPENSATION FOR LOSS OF OFFICE

- 4.1 In this Part, Determination No 11 of 1992 as amended is referred to as the Principal Determination.
- 4.2 The Preamble of the Principal Determination is amended by deleting the phrase "on a full time basis".
- 4.3 Clauses 1 and 2 of the Principal Determination are replaced and two additional clauses are inserted as follows:
- "1. A person who holds public office is not entitled to compensation for loss of office under Clause 2 where:
- (a) the person served the full term of appointment;
  - (b) the person was appointed on a part-time basis and is eligible for a daily fee only;
  - (c) the appointment was terminated prematurely for reasons of unsatisfactory performance; or
  - (d) the appointment was terminated prematurely on account of mental or physical incapacity and the person is entitled to receive invalidity retirement benefits under Commonwealth superannuation legislation.

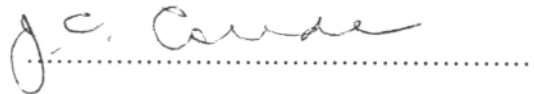
2. Subject to Clause 1, where a person's appointment to a public office is terminated prematurely, the Commonwealth may elect to offer suitable alternative employment (including in a Commonwealth company or authority).
3. Where the Commonwealth does not offer alternative employment under Clause 2, the Commonwealth will pay the office holder 1/3 of one month's remuneration per month of service remaining, in lieu of obligations such as provision of notice or payment instead of notice or redundancy pay and subject to:
  - (e) a minimum payment of four months' remuneration; and
  - (f) a maximum payment of a year's remuneration.
4. Under Clause 3, the Commonwealth may calculate service remaining taking into account any period of continuing Commonwealth service in alternative employment, and may require an office holder to sign a release in return for the payment."

Dated this 22nd day of November One Thousand Nine Hundred and Ninety Nine.

Richard G Humphry AO  
President



John C Conde AO  
Member



Trevor Kennedy AM  
Member

