



REMUNERATION TRIBUNAL

Explanatory Memorandum: Determination 2002/02

1. The Remuneration Tribunal has inquired into and determined the remuneration and significantly related matters for public office holders, as it is empowered to do by the *Remuneration Tribunal Act 1973*.
2. The retrospective application of this determination does not affect the rights of a person (other than the Commonwealth) in a manner prejudicial to that person, nor does it impose any liability on such a person.

PART 1 – FULL-TIME HOLDERS OF PUBLIC OFFICE

3. Clause 1.1 specifies the Principal Determination (Number 6 of 2001) for the purposes of Part 1 of the Determination.
4. Clause 1.2 specifies that the Director of the National Gallery of Australia will receive a performance bonus.

PART 2 – PART-TIME HOLDERS OF PUBLIC OFFICE

5. Clause 2.1 specifies the Principal Determination (Number 7 of 2001) for the purposes of Part 2 of the Determination.
6. Clause 2.2 replaces a footnote with reference to General Practice Education and Training Limited. This footnote extends the additional start-up fees for the Chair and Members for a further 6 months.
7. Clause 2.3 specifies the base salary and travelling allowance for the Chair and Members of the Clinical Casemix Committee of Australia with effect from 17 September 2001.

PART 3 – MEMBERS OF PARLIAMENT TRAVELLING ALLOWANCE

8. Clause 3.1 specifies the Principal Determination (Number 8 of 1998) for the purposes of Part 3 of the Determination.
9. Clause 3.2 aligns the provisions governing the Prime Minister's Travelling Allowance with those of Ministers and other holders of public office who represent the Commonwealth on official business, to provide, in exceptional circumstances, for the Commonwealth to meet the costs of the Prime Minister's accommodation and sustenance where such costs exceed the amount provided in the travelling allowance entitlement.

PART 4 – JUDICIAL AND RELATED OFFICES

10. Clause 4.1 specifies the Principal Determination (Number 23 of 2001) for the purposes of Part 4 of the Determination.
11. Clause 4.2 provides that the Principal Determination is amended by deleting the existing Part D and replacing it with amended text, an explanation of which follows:

12. Part D deals with the provision of privately plated Commonwealth vehicles and reimbursement of private vehicle running costs to members of the Commonwealth Judiciary.
13. Clause D1 provides that the Chief Justice of the High Court of Australia shall be entitled to a Commonwealth car-with-driver service and access to a Commonwealth-provided privately plated vehicle in accordance with the Executive Vehicle Scheme (EVS) Guidelines or reimbursement of private vehicle running costs.
14. Clause D2 provides that any other Judge to whom the determination applies shall be entitled to a Commonwealth-provided privately plated vehicle in accordance with the EVS Guidelines or reimbursement of private vehicle running costs if he or she elects to forego regular Commonwealth car-with-driver services.
15. Clause D3 provides that Federal Magistrates shall be entitled to a Commonwealth-provided privately plated vehicle in accordance with the EVS Guidelines or reimbursement of private vehicle running costs.
16. Clause D4 provides definitions of terms used in Part D.
17. Clause D5 sets the standard of EVS vehicle available to Judges as Group 3 in the Recommended Retail Price List for Executive Vehicles used in conjunction with the current Commonwealth vehicle leasing scheme.
18. Clause D6 makes provision for the Chief Justice of the High Court, the Chief Justice of the Federal Court, the Chief Justice of the Family Court and the Chief Federal Magistrate to issue Guidelines to further define costs which constitute private vehicle running costs.
19. Clause D7 prohibits the cashing-out of any benefit provided under Part D except to the extent that reimbursement is claimed for private vehicle running costs.
20. Clause D8 provides that the Chief Justice of the High Court, a Judge or a Federal Magistrate, may elect to vary his or her allowance during a year from a privately plated vehicle to obtaining reimbursement of private vehicle running costs provided that no additional administrative or other expenses are incurred by the Commonwealth as a result of that election.