



REMUNERATION TRIBUNAL

Explanatory Memorandum: Determination 2004/10

- (i) The Remuneration Tribunal has inquired into the allowances and matters significantly related thereto for members of the Parliament by reason of their membership of the Parliament or by reason of their holding particular offices, or performing particular functions in, or in relation to the Parliament or either House of Parliament, as it is empowered to do by the *Remuneration Tribunal Act 1973*.
- (ii) The Determination takes effect on and from the date of signature except where specified otherwise.

PART 1 – MEMBERS OF PARLIAMENT – ENTITLEMENTS

- 1.1 In this part, Determination Number 14 of 2003 (as amended) is referred to as the Principal Determination.
- 1.2 Clause 2.8 is amended by deleting the current definition of 'nominee' and substitutes a new definition. The previous exclusion that prohibited a member of the staff of the senator or member from being a nominee has been removed.
- 1.3 The Principal Determination is amended by inserting the new sub-clause 8.5 which provides that in undertaking severance travel, senators or members shall certify in writing that the travel be for non-commercial purposes, in accordance with guidelines developed by the Special Minister of State.
- 1.4 Sub-clause 9.3 of the Principal Determination is amended by deleting the word 'prior'. Reflecting the Tribunal's intention to allow overseas study travel approval to be granted to a Senator or Member while they are overseas, the Tribunal has agreed to remove reference to 'prior' in relation to approval by the Special Minister of State to submit the required statement after commencing the overseas journey. Importantly, Senators and Members will continue to be required to submit supporting statements to the Special Minister of State.
- 1.5 The Principal Determination is amended by inserting the new sub-clause 13.4 to protect against double payment of benefits, providing that a spouse or nominee are not entitled to access travel entitlements under this determination if they claim or receive travel benefits under any other source or entitlement for the same travel.

Authority: Sub-sections 7(1) and 7(4) of the *Remuneration Tribunal Act 1973*