



REMUNERATION TRIBUNAL

Explanatory Statement: Determination 2009/09 Remuneration and Allowances for Holders of Public Office, Judicial and Related Offices, Members of Parliament and Specified Statutory Officers

1. The Remuneration Tribunal has inquired into and determined the remuneration and significantly related matters for office holders, as it is empowered to do by the *Remuneration Tribunal Act 1973*.
2. In making this determination the Tribunal has informed itself through consultation in accordance with established practice.
3. Any retrospective application of this determination is in accordance with subsection 12(2) of the *Legislative Instruments Act 2003* as it does not affect the rights of a person (other than the Commonwealth or an authority of the Commonwealth) to that person's disadvantage, nor does it impose any liability on such a person.

PART 1 – PART-TIME OFFICES

4. Clause 1.1 specifies the Principal Determination (Number 7 of 2008 as amended) for the purposes of Part 1 of the Determination.
5. Clause 1.2 deletes all references to two bodies which are now defunct: Australian Families and Children Council, and Professional Services Review – Tribunals.
6. Clauses 1.3 and 1.4 increase remuneration for the offices of Chair and Director of Aboriginal Hostels Limited on and from 1 July 2009.
7. Clause 1.5 corrects all references to the Advisory Panel on the Marketing in Australia of Infant Formula. The associated fees and entitlements have not been changed.

8. Clauses 1.6 and 1.7 amend the start date for the changed remuneration arrangements for the Chair of Indigenous Business Australia to reflect the actual date the new part-time appointment commenced. The associated fees and entitlements have not been changed.
9. Clauses 1.8 to 1.10 set remuneration for the new offices of Chair, Deputy Chair and Member of the Australian Curriculum Assessment and Reporting Authority with effect on and from 29 May 2009.
10. Clauses 1.11 and 1.12 set an annual fee for the directors of the new body National Broadband Network Co Ltd with effect on and from 6 August 2009.

PART 2 – FULL-TIME OFFICES

11. Clause 2.1 specifies the Principal Determination (Number 8 of 2008 as amended) for the purposes of Part 2 of the Determination.
12. Clause 2.2 and 2.3 provide an additional amount of total remuneration of \$10,000 for the General Manager, from 1 July 2009 until 30 June 2010.
13. Clause 2.4 and 2.5 set remuneration for the new office of Coordinator-General for Remote Indigenous Services with effect on and from 8 July 2009.

PART 3 – JUDICIAL AND RELATED OFFICES

14. Clause 3.1 specifies the Principal Determination (Number 7 of 2009) for the purposes of Part 3 of the Determination.
15. Clauses 3.2 and 3.3 provide that the President of Fair Work Australia shall receive Tier 1 travel entitlements when travelling within Australia on official business, with effect from 1 July 2009.

PART 4 – MEMBERS OF PARLIAMENT - ENTITLEMENTS

16. Clause 4.1 specifies the Principal Determination (Number 18 of 2006 as amended) for the purposes of Part 4 of the Determination.
17. Clause 4.2 provides for a definition of the term 'spouse'.

PART 5 – MEMBERS OF PARLIAMENT – TRAVELLING ALLOWANCE

18. Clause 5.1 specifies the Principal Determination (Number 15 of 2008 as amended) for the purposes of Part 5 of the Determination.
19. Clauses 5.2 and 5.5 reflect changes to the nomenclature for the offices of Chief Government and Opposition Whip, and Chief Government Whip and Chief Opposition Whip in the Senate.
20. Clause 5.3 provides for a definition of 'spouse'.
21. Clause 5.4 changes a reference to a time period to ensure internal consistency in the Determination.

PART 6 – SPECIFIED STATUTORY OFFICERS

22. Clause 6.1 specifies the Principal Determination (Number 6 of 2008) for the purposes of Part 6 of the Determination.
23. Clauses 6.2, 6.3, 6.4 and 6.5 provide for the removal of payment in lieu of performance pay and include the amount as total remuneration, with effect on and from 6 August 2009.

Authority: Sub-sections 7(1), 7(3), 7(4) and 7(4B) of
the *Remuneration Tribunal Act 1973*.