



REMUNERATION TRIBUNAL

Explanatory Statement: Determination 2006/19 Remuneration and Allowances for Holders of Public Office and Members of Parliament

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 – JUDICIAL AND RELATED OFFICES

4. Clause 1.1 specifies the Principal Determination (Number 10 of 2006) for the purposes of Part 1 of the Determination.
5. Clause 1.2 increases the base salaries and daily fees payable to full-time and part-time members respectively of the Administrative Appeals Tribunal.
6. Clause 1.3 increases the base salary of the Chief Executive Officer of the Federal Magistrates Court such that it equates to 70% of the office's total remuneration.
7. Clause 1.4 provides that clauses 1.2 and 1.3 have effect on and from 1 July 2006 as both changes relate to considerations by the Remuneration Tribunal in conjunction with its 2006 review of judicial and related offices remuneration.

PART 2 – FULL-TIME OFFICES

8. Clause 2.1 specifies the Principal Determination (Number 13 of 2006) for the purposes of Part 2 of the Determination.

9. Clause 2.2 sets remuneration for an office newly established in legislation, the Integrity Commissioner under the *Law Enforcement Integrity Commissioner Act 2006*.
10. Clause 2.3 decreases the rates of remuneration for the Director and Deputy Director of the Classification Board.
11. Clause 2.4 ensures that the current Director and Deputy Director of the Classification Board, Mr Des Clark and Mr Paul Hunt respectively, will continue to receive their present rates of remuneration while they remain in office.
12. Clause 2.5 varies the accommodation allowance provisions so that where an office holder elects not to use commercial accommodation, but rather resides in other accommodation such as the home of a family member or friend, he or she will receive one third of the accommodation allowance that would have been available for residence in commercial accommodation.

PART 3 – MEMBERS OF PARLIAMENT

13. Clause 3.1 specifies the Principal Determination (Number 14 of 2006) for the purposes of Part 3 of the Determination.
14. Clause 3.2 amends clause 2.1(e) to specify a time frame in which to lodge a request for an extension of time to submit a claim for travelling allowance for overnight stays.
15. Clause 3.3 amends Table 2A in clause 2.13 to increase the maximum number of nights per year for which some senators or members may claim travelling allowance for overnight stays within their electorates when travelling on parliamentary or electorate business. The maximum number of overnight stays for senators from the Northern Territory and for the Members for Lingiari and Kalgoorlie remain unchanged.
16. Clause 3.4 establishes the date of effect for this increase as 1 July 2006.

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