



REMUNERATION TRIBUNAL

Explanatory Statement: Determination 2008/09 Judicial and Related Offices – Remuneration and Allowances

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. In making this determination the Tribunal has informed itself through consultation in accordance with established practice.
3. The Determination replaces in full Determination 2007/11 (as amended) following the annual review of remuneration for all offices in the Tribunal's jurisdiction, including judicial and related offices. It specifies remuneration and travel entitlements for holders of judicial and related offices.
4. The salaries and daily fees, and, as appropriate, Total Remuneration figures, specified in Tables 1, 2 and 3 incorporate a 4.3 per cent per annum increase (rounded) effective on and from 1 July 2008 for the judicial and related offices covered by the Determination.
5. The structure of the Determination is consistent with that used for the previous Determination 2007/11.

PART 1 – GENERAL

6. Part 1 sets out the authority for and date of effect of the determination and revokes and supersedes the previous Determination 2007/11 (as amended) applying to the Offices covered by this Determination. The provisions in Part 1 are substantively unchanged from those contained in Part 1 of the previous Determination.

PART 2 – REMUNERATION AND RELATED MATTERS

7. Part 2 sets out the remuneration and related matters for judicial and related offices specified in Table 1 (Rates of Remuneration – Judicial Offices), Table 2 (Rates of Remuneration – Non-Judicial Offices) and Table 3 (Rates of Remuneration – Offices on Total Remuneration).
8. Clause 2.2 has been amended to provide an increase from \$1,730 to \$1,805 a year in the additional expense allowance for judges who also hold part-time offices to reflect the movement in judicial salaries since the allowance was last reviewed.
9. Other provisions in Part 2 are substantively unchanged from those contained in Part 2 of Determination 2007/11.

PART 3 – OFFICIAL TRAVEL AND RELATED MATTERS

10. Part 3 sets out the conditions governing official travel and related matters for judicial and related offices.
11. Clause 3.2 has been updated by increasing the rate of the allowance to be paid to justices of the High Court of Australia who do not establish their place of residence in Canberra from \$26,640 to \$26,800 a year. The level of increase is consistent with the latest increase in the relevant travelling allowance rate for Canberra.
12. Other provisions in Part 3 are substantively unchanged from those contained in Part 3 of Determination 2007/11.

PART 4 – COMMONWEALTH PROVIDED VEHICLES AND REIMBURSEMENT OF PRIVATE VEHICLE RUNNING COSTS FOR JUDGES

13. Part 4 sets out the conditions relating to provision of car-with-driver service, privately plated Commonwealth vehicles and reimbursement of private vehicle running costs to members of the Commonwealth judiciary.
14. Clauses 4.3, 4.4 and 4.5 have been amended by increasing the amount allowed for reimbursement of private vehicle running costs from \$9,105 to \$9,725 a year in line with changes in relevant economic indices over the previous twelve months.
15. Other provisions in Part 4 are substantively unchanged from those contained in Part 4 of Determination 2007/11.

PART 5 – PROVISIONS FOR OFFICES ON TOTAL REMUNERATION

16. Part 5 sets out the Total Remuneration arrangements applying to office holders listed in Table 3.
17. Clause 5.8 and subclause 5.8.1 of the previous Determination have been deleted, as they related only to one named office holder who left office in the course of the last year.
18. Other provisions in Part 5 are substantively unchanged from those contained in Part 5 of Determination 2007/11.

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