



REMUNERATION TRIBUNAL

Explanatory Statement: Determination 2010/01 Remuneration and Allowances for Holders of Public Office

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 14 of 2009 as amended) for the purposes of Part 1 of the Determination.
5. Clause 1.2 deletes all reference to the Quarantine and Exports Advisory Council. This council ceased operation on 31 December 2009.

PART 2 – FULL-TIME OFFICES

6. Clause 2.1 specifies the Principal Determination (Number 18 of 2009 as amended) for the purposes of Part 2 of the Determination.
7. Clauses 2.2 to 2.4 set remuneration for the office, recently established in statute, of Deputy Principal Member of the Migration Review Tribunal. The Clauses also set additional remuneration for a person who holds dual appointments to that office and the office of Deputy Principal Member of the Refugee Review Tribunal.

8. Clause 2.5 delete all references to accommodation allowance and reunion travel for the former Aboriginal and Torres Strait Islander Social Justice Commissioner, Mr Tom Calma.
9. Clauses 2.6 to 2.8 set accommodation and reunion travel allowances for the new Executive Director, Australian Solar institute, Mr Mark Twidell with effect on and from 9 November 2009 while he maintains his principal place of residence in Sydney.

PART 3 – TRAVELLING ALLOWANCE FOR MEMBERS OF THE AUSTRALIAN INDUSTRIAL RELATIONS COMMISSION

10. Clause 3.1 specifies the Principal Determination (Number 16 of 2006 as amended) for the purposes of Part 3 of the Determination.
11. Clause 3.2 revokes the determination as the Australian Industrial Relations Commission ceased operation with effect from 31 December 2009. In addition, amendments to sub-section 7(4B) of the Remuneration Tribunal Act 1973 mean that the Tribunal no longer has jurisdiction to determine travelling allowances for this body.

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