



## REMUNERATION TRIBUNAL

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# **Determination 2013/13: Members of Parliament – Base Salary, Additional Salary for Parliamentary Office Holders, and Related Matters**

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**As amended.**

**Made under sub-sections 7(1), 7(1A), 7(1B), 7(1C), 7(2), 7(2A), 7(4) and 7(5G)  
of the Remuneration Tribunal Act 1973.**

**Consolidated by the Remuneration Tribunal Secretariat as at 17 April 2014 and  
incorporates amending determinations up to and including 2014/05 – Members  
of Parliament – Additional Salary for Parliamentary Office Holders**

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This Determination sets out the base salary for members of parliament, additional salary for parliamentary office holders, and related matters. It comprises:

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### **PART 1 - GENERAL**

- 1.1 Authority:** This Determination is issued in accordance with the following subsections of the *Remuneration Tribunal Act 1973* ('the Act'): 7(1), 7(1A), 7(1B), 7(1C), 7(2), 7(2A), 7(4) and 7(5G).
- 1.2 Effective Date:** This Determination takes effect on and from 1 July 2013.
- 1.3 Effect on Earlier Determinations:** This Determination supersedes and revokes in full Determinations 2012/02 (as amended) – *Members of Parliament – Base Salary and Related Matters* and 2012/03 – *Parliamentary Office Holders – Additional Salary*.
- 1.4 Definitions:** The following definitions apply in this Determination:
- 'base salary'** means parliamentary base salary as defined in the *Remuneration Tribunal Act 1973* and also refers to the amount determined by the Remuneration Tribunal in this Determination;
- 'member of parliament'** or **'member'** means a Member of the House of Representatives or a Senator unless there is an explicit contrary intention.

## **PART 2 – PARLIAMENTARY BASE SALARY**

- 2.1** A member of parliament shall be paid a base salary of \$195,130 per annum.
- 2.2** The portion of the base salary that is not parliamentary allowance for the purposes of the *Parliamentary Contributory Superannuation Act 1948* is \$40,730.

## **PART 3 – ADDITIONAL SALARY FOR PARLIAMENTARY OFFICE HOLDERS<sup>1</sup>**

- 3.1** Subject to any exclusions specified in clause 3.4 and its subclauses of this Determination, a member who holds a parliamentary office specified in Table 1 shall be paid additional parliamentary office holder salary as is specified for that office in that table.
- 3.2** In administering this Determination, authorities shall, where necessary:
- (a) calculate additional salary by applying the percentage in Column 2 of Table 1 to the base salary, rounding up to the nearest ten dollars; and
  - (b) pay the annual benefits specified in proportion (*pro rata*) to the office holder's period of service during that year.
- 3.3** The portion of additional parliamentary office holder salary that is not 'allowance by way of salary' for the purposes of the *Parliamentary Contributory Superannuation Act 1948* is 20 per cent of the amount calculated in accordance with clauses 3.1 and 3.2. The 20 per cent portion shall apply to each amount of additional salary paid to a member.
- 3.4** The following rules apply in determining the number of shadow ministers entitled to additional salary and at what rate (noting there is a transitional provision in clause 3.4.5):

- 3.4.1** The maximum number of shadow ministers entitled to be paid additional parliamentary office holder salary at the rate of 25 per cent of base salary is

### **A – B**

where

A = the number of Ministers of Cabinet rank from time to time; and

B = the number of Opposition office holders, from time to time entitled to additional parliamentary office holder salary of more than 25 per cent of base salary because of their holding another office listed in Table 1.

- 3.4.2** The maximum number of shadow ministers entitled to be paid additional Parliamentary office holder salary at the rate of 20 per cent of base salary is

### **A – B – C,**

where

A = the number of ministers specified in section 4(b) of the *Ministers of State Act 1952*;

B = shadow ministers from time to time entitled to additional salary of 25 per cent of base salary in accordance with clause 3.4.1; and

C = the number of Opposition office holders, from time to time entitled to additional parliamentary office holder salary of more than 25 per cent of base salary because of their holding another office listed in Table 1.

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<sup>1</sup> The Tribunal reports on, but does not determine, additional salary for Ministers of State. Report 1 of 2012, available on the Tribunal's website, is the Tribunal's most recent Report on the matter (as at 1 July 2013).

**3.4.3** The Leader of the Opposition is to provide advice in writing to the paying authority in each House of Parliament as to which individual shadow ministers are to be paid in accordance with clauses 3.4.1 and 3.4.2.

**3.4.4** A member who receives additional parliamentary office holder salary of more than 25 per cent of base salary because of his or her holding another office listed in Table 1 is not entitled to also be paid additional salary as a shadow minister; and a member who receives additional salary as a shadow minister is not entitled to additional salary for filling any other office listed in Table 1.

#### **PART 4 – MINISTERS OF STATE**

**4.1** The portion of the salary referred to in subsection 6(1) of the Act that is not salary for the purposes of the *Parliamentary Contributory Superannuation Act 1948* is 20 per cent.

## SCHEDULE A - TABLE 1 – RATES OF ADDITIONAL SALARY

### Various Offices

<b>OFFICE</b> <i>(Column 1)</i>	As a percentage of the base salary, per annum <i>(Column 2)</i>
Leader of the Opposition	85.0%
President of the Senate	75.0%
Speaker of the House of Representatives	75.0%
Deputy Leader of the Opposition	57.5%
Leader of the Opposition in the Senate	57.5%
Leader of a recognised party of more than 10 members of Parliament, other than a party whose Leader is the Prime Minister or the Leader of the Opposition	45.0%
Leader of a recognised party of at least 5, and no more than 10, members of Parliament	42.5%
Manager of Opposition Business in the House of Representatives	27.5%
Chief Government Whip in the House of Representatives	26.0%
Shadow Minister (see clause 3.4)	25.0%
Chief Opposition Whip in the House of Representatives	23.0%
Shadow Minister (see clause 3.4)	20.0%
Deputy President and Chair of Committees in the Senate	20.0%
Deputy Speaker in the House of Representatives	20.0%
Deputy Leader of the Opposition in the Senate	20.0%
Chief Government Whip in the Senate	20.0%
Chief Opposition Whip in the Senate	18.0%
Second Deputy Speaker in the House of Representatives	13.0%
Whip in the House of Representatives of a Government party with more than 10 Members in the House	13.0%
Whip in the House of Representatives of an Opposition party with more than 10 Members in the House	12.0%
Head of a recognised party, not being a party whose Leader is the Prime Minister or the Leader of the Opposition, with at least five members in each house, sitting in the house other than that in which the Leader of the party sits	11.0%
Whip in the House of Representatives of a party with at least 5, and no more than 10, Members in the House	9.0%
Whip in the Senate of a recognised party of at least 5, and no more than 10, Senators	9.0%
Government Deputy Whip in the Senate	5.0%
Opposition Deputy Whip in the Senate	5.0%
Deputy Whip in the House of Representatives of a Government party with more than 10 Members in the House	3.0%
Deputy Whip in the House of Representatives of an Opposition party with more than 10 Members in the House	3.0%
Member of the Speaker's Panel in the House of Representatives	3.0%
Temporary Chairman of Committees in the Senate	3.0%
Deputy Whip in the House of Representatives of a party with at least 5, and no more than 10, Members in the House	2.0%

**TABLE 1 – (cont)**  
**Parliamentary Committee Offices**

<b>OFFICE</b> <i>(Column 1)</i>	As a percentage of the base salary, per annum <i>(Column 2)</i>
Chair of the Joint Statutory Committee of Public Accounts and Audit	16%
Chair of the Joint Statutory Committee on Public Works	16%
Chair of the Joint Standing Committee on Foreign Affairs, Defence and Trade	16%
Chair of the Joint Standing Committee on Treaties	16%
Chair of the Joint Standing Committee on Electoral Matters <i>Effective 2 April 2014 – Refer Det 2014/05</i>	16%
Chair of a Joint Statutory Committee or Joint Standing Committee, not otherwise specified (except the Joint Standing Committee on the Parliamentary Library)	11%
Chair of a Senate Legislative and General Purpose Standing Committee	11%
Chair of a House of Representatives General Purpose Standing Committee	11%
Chair of a Joint Select Committee or Select Committee in the Senate or the House of Representatives	11%
Chair of an Investigating Standing Committee established by resolution of either House	11%
Chair of the Senate Standing Committee of Privileges	11%
Chair of the House of Representatives Standing Committee of Privileges	11%
Chair of the Senate Standing Committee on Regulations and Ordinances	11%
Chair of the Senate Standing Committee for the Scrutiny of Bills	11%
Chair of the House of Representatives Standing Committee on Procedure	11%
Deputy Chair of the Joint Statutory Committee on Public Accounts and Audit	8%
Deputy Chair of the Joint Statutory Committee on Public Works	8%
Deputy Chair of the Joint Standing Committee on Foreign Affairs, Defence and Trade	8%
Deputy Chair of the Joint Standing Committee on Treaties	8%
Deputy Chair of the Joint Standing Committee on Electoral Matters <i>Effective 2 April 2014 – Refer Det 2014/05</i>	8%
Deputy Chair of a Joint Statutory Committee or Joint Standing Committee, not otherwise specified (except the Joint Standing Committee on the Parliamentary Library)	5.5%
Deputy Chair of a House of Representatives General Purpose Standing Committee	5.5%
Deputy Chair of a Joint Select Committee or Select Committee in the Senate or the House of Representatives	5.5%
Deputy Chair of an Investigating Standing Committee established by resolution of either House	5.5%
Deputy Chair of the Senate Standing Committee of Privileges	5.5%
Deputy Chair of the House of Representatives Standing Committee of Privileges	5.5%
Deputy Chair of the Senate Standing Committee on Regulations and Ordinances	5.5%
Deputy Chair of the Senate Standing Committee for the Scrutiny of Bills	5.5%
Deputy Chair of the House of Representatives Standing Committee on Procedure	5.5%
Chair of the Senate Standing Committee of Senators' Interests	3%
Chair of the House of Representatives Committee of Members' Interests	3%
Chair of a Parliamentary Committee concerned with public affairs rather than the domestic affairs of Parliament not otherwise specified	3%

## **Notes to Remuneration Tribunal Determination 2013/13: Members of Parliament - Base Salary, Additional Salary for Parliamentary Office Holders, and Related Matters**

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This determination as shown in this compilation is amended as indicated in the tables below. Under the Legislative Instruments Act 2003, which came into force on 1 January 2005, it is a requirement for all non-exempt legislative instruments to be registered on the Federal Register of Legislative Instruments.

### **Table of Instruments**

Title	Date of FRLI registration	Date of commencement	Application, saving or transitional provisions
Determination 2013/13 – Members of Parliament – Base Salary, Additional Salary for Parliamentary Office Holders, and Related Matters	20/06/2013 F2013L01090	1/07/2013	-
Determination 2013/19 – Members of Parliament – Additional Salary for Parliamentary Office Holders	22/08/2013 F2013L01609	CI 1.1, 1.2 – 23/08/2013	-
Determination 2014/05 – Members of Parliament – Additional Salary for Parliamentary Office Holders	17/04/2014 F2014L00422	CI 1.1, 1.4, 1.5 – 18/04/2014 CI 1.2, 1.3 – 2/04/2014	-

**Notes to Remuneration Tribunal Determination 2013/13:  
 Members of Parliament - Base Salary, Additional Salary for  
 Parliamentary Office Holders, and Related Matters**

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**Table of Amendments**

ad. = added or inserted		am. = amended		rs. = repealed and substituted		rep. = repealed	
Provision affected		How affected					
<b>Part 3</b>							
Clause 3.4.5		am 2013/19, rep 2014/05					
<b>Schedule A</b>							
Table 1		am 2014/05					