



REMUNERATION TRIBUNAL

Determination 2006/03: Remuneration and Allowances for Holders of Public Office

- (i) Pursuant to subsections 5(2A), 7(3) and 7(4) of the *Remuneration Tribunal Act 1973*, the Remuneration Tribunal has inquired into the remuneration and allowances to be paid to holders of public office, and other matters significantly related thereto, and determines as set out below.
- (ii) This Determination takes effect on and from the date of signature unless otherwise specified.

PART 1 – FULL TIME OFFICES

- 1.1** In this part, Determination Number 6 of 2005 (as amended) is referred to as the Principal Determination.
- 1.2** Table 2A of the Principal Determination is amended by adding the following entry, immediately after the entry for Chief Executive Officer, National Transport Commission:

Column 1	2	3	4	5	6
Chairman, Pharmaceutical Benefits Advisory Committee	\$175,200	\$240,000	Nil		Tier 1

- 1.3** Clause 1.2 has effect on and from 1 January 2006.
- 1.4** The Principal Determination is amended by omitting the current wording of subclause 3.1.2 and substituting the following wording:

3.1.2 Classification Board: Subject to individual qualification for this allowance, to be decided by the employer in accordance with agency guidelines, Members appointed or reappointed on or after 28 February 2006 who have, or had, to relocate to Sydney to take up their original appointment will be paid an accommodation allowance of \$11,000 per annum. Members appointed before 28 February 2006, who qualify under the agency guidelines, can make a once only choice between being paid the \$11,000 per annum allowance, or retaining the previous condition, which is that accommodation expenses be reimbursed in accordance with agency policy, based on the Rates of Contributions and Rental Ceilings specified in the Department of Employment and Workplace Relations

Allowance Subscription Scheme. The allowance does not represent salary for superannuation.'

- 1.5** The Principal Determination is amended by omitting the current wording of Clause 2.5, and substituting the following wording:

2.5 Remuneration packaging: Subject to this Part, an Office Holder may elect to receive the value of remuneration as salary or as a combination of salary and Benefits. The Office Holder must take at least 50 per cent of Superannuation Salary as salary, except where agency policies and procedures on salary packaging allow otherwise. Any election must be consistent with relevant taxation laws and rulings or guidelines applicable to salary packaging schemes issued by the Australian Taxation Office. Any election must not result in a cost to the employer (including in relation to any fringe benefits taxation) additional to the cost which would be incurred if Benefits able to be taken as salary were taken as salary.

PART 2 – PART TIME OFFICES

- 2.1** In this part, Determination Number 5 of 2005 (as amended) is referred to as the Principal Determination.
- 2.2** The entry in Column 1 for 'Pharmaceutical Benefits Advisory Committee²', and its associated entries are deleted with effect on and from 1 January 2006.
- 2.3** Table A1A of Schedule A of the Principal Determination is amended by deleting the current wording of Footnote 2 (relating to PBAC). This will also cause the renumbering of all subsequent footnotes.
- 2.4** Table A1A of Schedule A of the Principal Determination is amended by including the entries below, at the end of the Table:

Column 1	2	3	4	5	6
Future Fund	\$150,000	p/a	\$75,000	p/a	Tier 1
Low Emissions Technology Demonstration Fund Expert Panel	\$774	p/d	\$694	p/d	Tier 1
Research Quality Framework Implementation Group	–	–	\$524	p/d	Tier 2

- 2.5** The entry for the Future Fund takes effect on and from 3 April 2006, while the entry for the Low Emissions Technology Demonstration Fund Expert Panel takes effect on and from 18 January 2006.
- 2.6** Table A1A of Schedule A of the Principal Determination is amended by deleting the following entries in Column 1 and all their associated entries:

- Enterprise and Career Education Foundation³¹,
- Minister's Advisory Council on Customs,
- New Tax System Advisory Board,
- Small Business Council,
- Committee of Inquiry into the Major Performing Arts Sector,
- Scientific Committee for Wildlife Use,
- Endangered Species Advisory Council, and
- Australian Geological Survey Organisation Advisory Council.

2.7 Table A1A of Schedule A of the Principal Determination is amended by omitting the current wording of Footnote 31 (relating to Enterprise and Career Education Foundation). This will also cause the renumbering of all subsequent footnotes.

2.8 Table A1A of Schedule A of the Principal Determination is amended by omitting the entry in Column 1 for 'Disciplinary Appeal Committee' and substituting the entry 'Disciplinary Appeal Committees under *PE (CT) Regulations 1999*'.

PART 3 – PRINCIPAL EXECUTIVE OFFICES

3.1 In this part Determination 19 of 2005 (as amended) is referred to as the Principal Determination.

3.2 The Principal Determination is amended by omitting the current wording of clause 2.6 and substituting the following wording:

2.6 Remuneration packaging: Subject to this Part, a PEO may elect to receive the value of remuneration as salary or as a combination of salary and Benefits. The Office Holder must take at least 50 per cent of Superannuation Salary as salary, except where agency policies and procedures on salary packaging allow otherwise. Any election must be consistent with relevant taxation laws and rulings or guidelines applicable to salary packaging schemes issued by the Australian Taxation Office. Any election must not result in a cost to the employer (including in relation to any fringe benefits taxation) additional to the cost which would be incurred if Benefits able to be taken as salary were taken as salary.

PART 4 – SPECIFIED STATUTORY OFFICES


4.1 In this part Determination 3 of 2005 is referred to as the Principal Determination.

4.2 The Principal Determination is amended by omitting the current wording of clause 2.2 and substituting the following wording:

2.2 Remuneration packaging: Subject to this Part, a Specified Statutory Officer may elect to receive the value of remuneration as salary or as a combination of salary and

Benefits. The Office Holder must take at least 50 per cent of Superannuation Salary as salary, except where agency policies and procedures on salary packaging allow otherwise. Any election must be consistent with relevant taxation laws and rulings or guidelines applicable to salary packaging schemes issued by the Australian Taxation Office. Any election must not result in a cost to the employer (including in relation to any fringe benefits taxation) additional to the cost which would be incurred if Benefits able to be taken as salary were taken as salary.

Signed this 6th day of April 2006



John C Conde AO
PRESIDENT

Janet E Grieve
MEMBER



John D C Allen
MEMBER