

Remuneration and Allowances Act 1979

No. 140 of 1979

An Act relating to certain remuneration and allowances.

BE IT ENACTED by the Queen, and the Senate and House of Representatives of the Commonwealth of Australia, as follows:

PART I—PRELIMINARY

1. This Act may be cited as the *Remuneration and Allowances Act* 1979.¹ Short title

2. (1) Subject to sub-section (2), this Act shall come into operation on the day on which it receives the Royal Assent.¹ Commencement

(2) The amendments made by sections 9 and 10 shall be deemed to have taken effect on 1 July 1979.

PART II—MODIFICATIONS OF DETERMINATIONS OF THE REMUNERATION TRIBUNAL

3. (1) Determination Number 6 of 1979 of the Remuneration Tribunal dated 5 June 1979 relating to the allowances to be paid to Ministers of State is modified with effect from the commencement of this section by omitting the Table and substituting the following Table: Allowances to be paid to Ministers of State

Office	Rate per annum of Special Allowance
	\$
Prime Minister	14,167
Deputy Prime Minister	7,084
Treasurer	7,084
Leader of the House	7,084
Leader of the Government in the Senate	7,084
Other Ministers	5,903

(2) Determination Number 6 of 1979 of the Remuneration Tribunal as modified by sub-section (1) has effect as if it were a determination of the Remuneration Tribunal.

Allowances
to be paid to
office holders
of the
Parliament

4. (1) Determination Number 7 of 1979 of the Remuneration Tribunal dated 5 June 1979 relating to the allowances to be paid to members of the Parliament by reason of their holding particular offices, or performing particular functions, in or in relation to the Parliament or either House of the Parliament is modified with effect from the commencement of this section by omitting the Table in paragraph 1 and substituting the following Table:

Office	Rate per annum of Additional Salary	Rate per annum of Special Allowance
	\$	\$
Leader of the Opposition	12,611	7,084
President of the Senate	11,269	5,903
Speaker of the House of Representatives	11,269	5,903
Deputy Leader of the Opposition	9,123	5,635
Leader of the Opposition in the Senate	9,123	5,635
Deputy Leader of the Opposition in the Senate	4,561	1,181
Chairman of Committees in the Senate	4,830	1,181
Chairman of Committees in the House of Representatives	4,830	1,181
Government Whip in the House of Representatives	4,561	1,181
Opposition Whip in the House of Representatives	4,025	1,181
Government Whip in the Senate	3,756	1,181
Opposition Whip in the Senate	3,756	1,181
Chairman of the Joint Committee of Public Accounts	1,073	590
Chairman of the Parliamentary Standing Committee on Public Works	1,073	590
Third Party Whip in the House of Representatives	2,683	..
Deputy Government Whip in the House of Representatives	1,342	..
Chairman of a Parliamentary Committee other than Public Accounts or Public Works	644	..
Third Party Whip in the Senate	644	..
Deputy Government Whip in the Senate	644	..
Deputy Opposition Whip in the Senate	644	..
Deputy Opposition Whip in the House of Representatives	644	..
Deputy Chairman of Committees in the Senate	644	..
Deputy Chairman of Committees in the House of Representatives	644	..

(2) Determination Number 7 of 1979 of the Remuneration Tribunal dated 5 June 1979 relating to the allowances to be paid to members of the Parliament by reason of their holding particular offices, or performing particular functions in, or in relation to, the Parliament or either House of the Parliament is modified with effect from the commencement of this section by omitting from paragraph 2 “of \$1,090 per annum, for” and substituting “referred to in paragraph 1 payable to”.

(3) Determination Number 7 of 1979 of the Remuneration Tribunal as modified by sub-sections (1) and (2) has effect as if it were a determination of the Remuneration Tribunal.

5. (1) Determination Number 8 of 1979 of the Remuneration Tribunal dated 5 June 1979 relating to the allowances (including allowances in accordance with section 48 of the Constitution) to be paid to members of the Parliament by reason of their membership of the Parliament is modified with effect from the commencement of this section by omitting paragraph 1 (including the footnote to that paragraph) and substituting the following paragraph:

Allowances to be paid to members of the Parliament

1. Basic salary

Office	Rate per annum of Basic Salary
	\$
Senator or member	27,575

(2) Determination Number 8 of 1979 of the Remuneration Tribunal as modified by sub-section (1) has effect as if it were a determination of the Remuneration Tribunal.

6. (1) Determination Number 9 of 1979 of the Remuneration Tribunal dated 5 June 1979 relating, among the other matters, to the travelling allowances to be paid to members of the Parliament by reason of their holding particular offices, or performing particular functions, in or in relation to the Parliament or either House of the Parliament is modified with effect from the commencement of this section by omitting paragraph 20 and substituting the following paragraph:

Travelling allowances to shadow ministers

“20. A senator or member who is a shadow minister may, when travelling outside his electorate in the performance of duties or functions connected with his office of shadow minister, be paid travelling allowance in respect of not more than forty overnight stays per annum.”

(2) Determination Number 9 of 1979 of the Remuneration Tribunal as modified by sub-section (1) has effect as if it were a determination of the Remuneration Tribunal.

7. Sub-section 7 (8) of the *Remuneration Tribunals Act* 1973 does not apply to a determination of the Remuneration Tribunal to which section 3, 4, 5 or 6 of this Act applies.

Modified Determination not subject to Parliamentary disallowance

PART III—AMENDMENTS OF THE REMUNERATION AND ALLOWANCES ACT 1973

8. The *Remuneration and Allowances Act* 1973² is in this Part referred to as the Principal Act.

Citation

Salaries and allowances of holders of certain offices

9. Section 13 of the Principal Act is amended—

- (a) by omitting from paragraph (c) of sub-section (1) “(if any)”;
 (b) by omitting sub-section (4) and substituting the following sub-section:

“(4) If the person who holds the office of Chairman of the Law Reform Commission also holds the office of—

- (a) Judge (other than Chief Judge) of the Federal Court of Australia;
 (b) Judge (other than Chief Judge) of the Supreme Court of the Australian Capital Territory;
 (c) Judge (other than Chief Judge) of the Supreme Court of the Northern Territory; or
 (d) Deputy President of the Australian Conciliation and Arbitration Commission,

he shall, while he continues to hold both those offices, receive, in respect of his office as Chairman of the Law Reform Commission, in addition to the salary and annual allowance by which he is remunerated in respect of the other office held by him, an annual allowance at the rate of \$275 per annum.”; and

- (c) by omitting from sub-section (5) “\$55” and substituting “\$60”.

Schedule

10. Schedule 3 to the Principal Act is repealed and the following Schedule substituted:

SCHEDULE 3			Section 13
Column 1	Column 2 Rate per annum of Salary	Column 3 Rate per annum of Annual Allowance	Column 4 Rate per day of Travelling Allowance
	\$	\$	\$
PART I			
Chief Justice of the High Court	65,000	3,900	67
Justice (other than the Chief Justice) of the High Court	59,000	3,250	67
PART II			
Chief Judge of the Federal Court of Australia	55,000	2,975	60
Chief Judge of the Supreme Court of the Australian Capital Territory	51,500	2,975	60
Chief Judge of the Supreme Court of the Northern Territory	51,500	2,975	60
Chief Judge of the Family Court of Australia	50,000	2,975	60
President of the Administrative Appeals Tribunal	50,000	2,975	60
President of the Trade Practices Tribunal	50,000	2,975	60
Director-General of Security	50,000	2,975	60
Chairman of the Commonwealth Grants Commission	50,000	2,975	60
Judge (other than the Chief Judge) of the Federal Court of Australia	50,000	2,700	60
Judge (other than the Chief Judge) of the Supreme Court of the Australian Capital Territory	50,000	2,700	60
Judge (other than the Chief Judge) of the Supreme Court of the Northern Territory	50,000	2,700	60

Column 1	Column 2 Rate per annum of Salary	Column 3 Rate per annum of Annual Allowance	Column 4 Rate per day of Travelling Allowance
	\$	\$	\$
Chief Judge of the Australian Industrial Court	48,000	2,700	60
Judge (other than the Chief Judge) of the Australian Industrial Court	46,000	2,700	60
Judge of the Federal Court of Bankruptcy	46,000	2,700	60
Senior Judge of the Family Court of Australia	44,000	2,700	60
Judge (other than the Chief Judge or a Senior Judge) of the Family Court of Australia	40,500	2,700	60

NOTES

1. Act No. 140, 1979; assented to 23 November 1979.
2. Act No. 14, 1973, as amended. For previous amendments see Act No. 203, 1973; No. 216, 1973 (as amended by No. 20, 1974); No. 8, 1975; Nos. 83, 170 and 182, 1976; Nos. 81 and 111, 1977; and No. 166, 1978.