****

**Remuneration and Allowances Amendment Act 1981**

**No. 121 of 1981**

**An Act relating to certain remuneration and allowances**

[*Assented to 9 September 1981*]

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

**PART I—PRELIMINARY**

**Short title**

**1.** This Act may be cited as the *Remuneration and Allowances Amendment Act* 1981.

**Commencement**

**2.** This Act shall be deemed to have come into operation on 1 July 1981.

**PART II—MODIFICATIONS OF DETERMINATIONS OF THE REMUNERATION TRIBUNAL**

**Allowances to be paid to office holders of the Parliament**

**3.** **(1)** Determination No. 9 of 1981 of the Remuneration Tribunal dated 18 June 1981 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 by omitting paragraph 1 and substituting the following paragraph:

1. Additional Salary and Special Allowance of Office

|  |  |  |  |
| --- | --- | --- | --- |
| Column 1 | Column 2 | Column 3 | Column 4 |
| Office | Rate per annum of additional salary in respect of the year ending on 30 June 1982 | Rate per annum of additional salary in respect of any period after 30 June 1982 | Rate per annum of special allowance |
|
|
|
|  | $ | $ | $ |
| Leader of the Opposition  | 17,216 | 20,700 | 8,500 |
| President of the Senate  | 16,486 | 20,700 | 7,250 |
| Speaker of the House of Representatives  | 16,486 | 20,700 | 7,250 |
| Deputy Leader of the Opposition  | 10,917 | 11,900 | 7,250 |
| Leader of the Opposition in the Senate | 10,917 | 11,900 | 7,250 |
| Leader of a minority non-Government party recognised in the Senate or House of Representatives  | 3,150 | 6,300 | 7,250 |
|
|
| Chairman of Committees in the Senate | 5,780 | 6,300 | 1,500 |
| Chairman of Committees in the House of Representatives  | 5,780 | 6,300 | 1,500 |
|
| Deputy Leader of the Opposition in the Senate | 5,458 | 5,950 | 1,500 |
|
| Government Whip in the House of Representatives  | 5,458 | 5,950 | 1,500 |
| Opposition Whip in the House of Representatives  | 4,817 | 5,250 | 1,500 |
| Government Whip in the Senate  | 4,495 | 4,900 | 1,500 |
| Opposition Whip in the Senate  | 4,495 | 4,900 | 1,500 |
| Chairman of the Joint Committee of Public Accounts  | 4,495 | 4,900 | 1,500 |
| Chairman of the Parliamentary Standing Committee on Public Works  | 4,495 | 4,900 | 1,500 |
| Chairman of the Joint Committee on Foreign Affairs and Defence  | 1,606 | 1,750 | 1,500 |
| Third Party Whip in the House of Representatives  | 3,211 | 3,500 |  |
| Deputy Government Whip in the House of Representatives  | 1,606 | 1,750 |  |
| Chairman of a Parliamentary Committee not otherwise specified herein  | 776 | 850 |  |
| Second non-Government Party Whip in the Senate  | 425 | 850 |  |
| Deputy Government Whip in the Senate  | 776 | 850 |  |
| Deputy Opposition Whip in the Senate  | 776 | 850 |  |
| Deputy Opposition Whip in the House of Representatives  | 776 | 850 |  |
| Deputy Chairman of Committees in the Senate  | 776 | 850 |  |
| Deputy Chairman of Committees in the House of Representatives  | 776 | 850 |  |

**(2)** The determination of the Remuneration Tribunal referred to in sub-section (1) as modified by that sub-section has effect as if it were a determination of the Remuneration Tribunal.

**Allowances to be paid to members of the Parliament**

**4. (1)** Determination No. 10 of 1981 of the Remuneration Tribunal dated 18 June 1981 relating to the allowances to be paid to members of the Parliament is modified by omitting paragraph 1 and substituting the following paragraph:

1. Allowance by way of basic salary

|  |  |  |
| --- | --- | --- |
| Column 1 | Column 2 | Column 3 |
| Office | Rate per annum of basic salary in respect of the year ending on 30 June 1982 | Rate per annum of basic salary in respect of any period after 30 June 1982 |
|  | $ | $ |
| Senator or member of the House of Representatives | 33,013 | 36,000 |

**(2)** The determination of the Remuneration Tribunal referred to in sub-section (1) as modified by that sub-section has effect as if it were a determination of the Remuneration Tribunal.

**PART III—SALARIES OF MINISTERS OF STATE**

**Principal Act**

**5.** The *Ministers of State Act* 19521 is in this Part referred to as the Principal Act.

**Salaries of Ministers**

**6.** Section 5 of the Principal Act is amended by omitting “$400,000” and substituting “$452,000”.

**PART IV—AMENDMENTS OF THE REMUNERATION AND ALLOWANCES ACT 1973**

**Principal Act**

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

**Salary and allowances of certain office holders**

**8.** Section 13 of the Principal Act is amended—

(a) by adding at the end of paragraph (4) (b) “or”;

(b) by omitting paragraph (4) (c); and

(c) by omitting “$275” and substituting “$300”.

**Travelling allowance payable to the Chief Justice and Justices of the High Court**

**9.** Section 13a of the Principal Act is amended—

(a) by omitting sub-paragraph (4) (a) (i) and substituting the following sub-paragraph:

“(i) in a case to which sub-paragraph (ii) does not apply—

(A) for an overnight stay in a capital city—$98; or

(B) for any other overnight stay—$75; or”;

(b) by omitting from sub-paragraph (4) (a) (ii) and from paragraph (4) (b) “$20” and substituting “$25”;

(c) by omitting from sub-paragraph (6) (a) (i) “$80” and substituting “$98”; and

(d) by omitting from sub-paragraph (6) (a) (ii) and from paragraph (6) (b) “$20” and substituting “$25”.

**Additional allowance payable to certain Justices of the High Court**

**10.** Section 13b of the Principal Act is amended by omitting from sub-section (1) “$7,500” and substituting “$8,250”.

**Travelling allowances payable to holders of certain offices**

**11.** Section 13c of the Principal Act is amended—

(a) by omitting sub-paragraph (4) (a) (i) and substituting the following sub-paragraph:

“(i) in a case to which sub-paragraph (ii) does not apply—

(A) for an overnight stay in a capital city—$90; or

(B) for any other overnight stay—$70; or”; and

(b) by omitting from sub-paragraph (4) (a) (ii) and from paragraph (4) (b) “$20” and substituting “$25”.

**Schedule 3**

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

SCHEDULE 3 Section 13

|  |  |  |
| --- | --- | --- |
| Column 1 | Column 2 | Column 3 |
| Office | Rate per annum of salary | Rate per annum of annual allowance |
|  | $ | $ |
| PART I |  |  |
| Chief Justice of the High Court  | 87,000 | 4,400 |
| Justice (other than the Chief Justice) of the High Court  | 79,000 | 3,675 |
| PART II |  |  |
| Chief Judge of the Federal Court of Australia  | 73,000 | 3,375 |
| Chief Judge of the Supreme Court of the Australian Capital Territory | 69,000 | 3,375 |

|  |  |  |
| --- | --- | --- |
| Column 1 | Column 2 | Column 3 |
| Office | Rate per annum of salary | Rate per annum of annual allowance |
|  | $ | $ |
| Chief Judge of the Family Court of Australia  | 67,000 | 3,375 |
| President of the Administrative Appeals Tribunal  | 67,000 | 3,375 |
| President of the Trade Practices Tribunal  | 67,000 | 3,375 |
| Director-General of Security  | 67,000 | 3,375 |
| Chairman of the Commonwealth Grants Commission  | 67,000 | 3,375 |
| Judge (other than the Chief Judge) of the Federal Court of Australia  | 67,000 | 3,075 |
| Judge (other than the Chief Judge) of the Supreme Court of Australian  | 67,000 | 3,075 |
| Chief Judge of the Australian Industrial Court  | 59,000 | 3,075 |
| Senior Judge of the Family Court of Australia  | 59,000 | 3,075 |
| Judge (other than the Chief Judge) of the Australian Industrial Court  | 56,000 | 3,075 |
| Judge of the Federal Court of Bankruptcy  | 56,000 | 3,075 |
| Judge (other than the Chief Judge or a Senior Judge) of the Family Court of Australia  | 55,000 | 3,075 |

**PART V—MISCELLANEOUS**

**Principal Act**

**13.** The *Remuneration Tribunals Act* 19733 is in this Part referred to as the Principal Act.

**Exclusion of sub-section 7 (8) of Remuneration Tribunals Act 1973**

**14.** Sub-section 7 (8) of the Principal Act does not apply in relation to—

(a) any determination of the Remuneration Tribunal that was made on 18 June 1981; or

(b) in the case of such a determination that has been modified by a provision of Part II of this Act—that determination as so modified.

**NOTES**

1. No. 1, 1952, as amended. For previous amendments, see No. 1, 1956; No. 18, 1959; Nos. 1 and 71, 1964; No. 93, 1966; No. 1, 1967; No. 102, 1968; No. 43, 1971; Nos. 14 and 216, 1973; No. 82, 1978; No. 141, 1979; and No. 165, 1980.

2. No. 14, 1973, as amended. For previous amendments, see 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; No. 166, 1978; No. 140, 1979; and No. 164, 1980.

3. No. 215, 1973, as amended. For previous amendments, see No. 80, 1974; No. 96, 1975; Nos. 60 and 178, 1978; Nos. 26, 108, 136 and 155, 1979; No. 160, 1980; and No. 74, 1981.