



REMUNERATION TRIBUNAL

Explanatory Statement: Determination 2013/23

Remuneration and Allowances for Holders of Public Office

1. The Remuneration Tribunal has inquired into and determined the remuneration and significantly related matters for certain 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.

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PART 1 – FULL-TIME OFFICES

4. Clause 1.1 specifies the Principal Determination (Number 10 of 2013 as amended) for the purposes of Part 1 of the Determination.
5. Clauses 1.2 and 1.3 set specific remuneration for Mr Nigel Hadgkiss as Director, Fair Work Building Industry Inspectorate.
6. Clause 1.4 sets the date of effect for Clause 1.3.

PART 2 – PART-TIME OFFICES

7. Clause 2.1 specifies the Principal Determination (Number 11 of 2013 as amended) for the purposes of Part 2 of the Determination.
8. Clause 2.2 deletes all reference to the Australian Social Inclusion Board. This body is now defunct.
9. Clause 2.3 sets remuneration for the Chair and Member of the Defence Honours and Award Appeals Tribunal.

Authority: Subsections 7(3) and 7(4) of the *Remuneration Tribunal Act 1973*.

Statement of Compatibility with Human Rights

Prepared in accordance with Part 3 of the Human Rights (Parliamentary Scrutiny) Act 2011

Remuneration Tribunal Determination 2013/23

This Legislative Instrument is compatible with the human rights and freedoms recognised or declared in the international instruments listed in section 3 of the *Human Rights (Parliamentary Scrutiny) Act 2011*.

Overview of the Legislative Instrument

This Determination amends Principal Tribunal Determinations 2013/10: Remuneration and Allowances for Holders of Full-Time Public Office and 2013/11: Remuneration and Allowances for Holders of Part-Time Public Office.

Specifically the determination increases the Base Salary and Total Remuneration of Mr Nigel Hadgkiss while he occupies the office of Director, Fair Work Building Industry Inspectorate. It also removes any references to the Australian Social Inclusion Board as this body ceased operation in September 2013, and sets remuneration for the new offices of Chair and Member of the Defence Honours and Award Appeals Tribunal.

The instrument maintains the principles of fair, and current, remuneration for work performed and just and favourable conditions of work.

Human rights implications

This Legislative Instrument does not engage any of the applicable rights or freedoms.

Conclusion

This Legislative Instrument is compatible with human rights as it does not raise any human rights issues.

The Remuneration Tribunal