



AUSTRALIAN CAPITAL TERRITORY REMUNERATION TRIBUNAL

Statement 13 of 2008

President of the Administrative Appeals Tribunal

Background

Section 10 of the *Remuneration Tribunal Act 1995* provides for the Remuneration Tribunal (the Tribunal) to inquire into, and determine remuneration, allowances and other entitlements to be paid to persons appointed to certain Full-Time Public Offices.

As remuneration for the President of the Administrative Appeals Tribunal (the President) has previously been aligned with the remuneration for a magistrate, the Tribunal undertakes the annual review of remuneration and entitlements for the President at the same time as the review of the judiciary.

The Tribunal last reviewed the remuneration of the President in October 2007, and subsequently issued Statement and Determination 21 of 2007, dated 28 November 2007.

This latest inquiry, which sought submissions from interested parties, was notified in the press on 9 August 2008.

Submissions

A written submission was received and considered by the Tribunal at its meeting on 27 October 2008.

Tribunal Consideration

The Tribunal made relevant inquiries and considered all the material before it, including but not limited to, submissions from interested parties, wage cost and other Australian Bureau of Statistics indices, remuneration increases for the ACTPS and for other employees and comparative data from other jurisdictions.

The Tribunal is aware of the establishment of the ACT Civil and Administrative Tribunal, and notes that the Administrative Appeals Tribunal will continue in operation until the ACT Civil and Administrative Tribunal commences. The Tribunal determines that the annual remuneration for the President is increased to \$250,698.

ACT Remuneration Tribunal
December 2008



AUSTRALIAN CAPITAL TERRITORY
REMUNERATION TRIBUNAL

Determination 13 of 2008

President of the Administrative Appeals Tribunal

Under section 10 of the *Remuneration Tribunal Act 1995*, the Remuneration Tribunal has inquired into the remuneration, allowances and other entitlements to be paid to the President of the Administrative Appeals Tribunal.

This Determination is effective on 1 November 2008.

Alan Kerr AM
Chair

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Roberta McRae OAM
Member

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Jill Greenwell
Member

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// December 2008



AUSTRALIAN CAPITAL TERRITORY REMUNERATION TRIBUNAL

Determination 13 of 2008

President of the Administrative Appeals Tribunal

Under section 10 of the *Remuneration Tribunal Act 1995* the Remuneration Tribunal has inquired into the remuneration, allowances and other entitlements to be paid to the President of the Administrative Appeals Tribunal and determines as follows: -

1. Determination 21 of 2007, dated 28 November 2007 is revoked.

Remuneration

2. Remuneration at the rate of \$250,698 per annum shall be payable to the President of the Administrative Appeals Tribunal.

Salary Packaging

3. (a) Subject to the following conditions, the President of the Administrative Appeals Tribunal may elect to take remuneration as salary or take a combination of salary and other benefits best suited to his or her personal needs and preferences.
 - (b) The scheme is to be consistent with taxation laws and guidelines applicable to salary packaging schemes, issued by the Australian Taxation Office.
 - (c) The Department of Justice and Community Safety will administer the scheme which is to be based on the ACT Public Service Salary Packaging Policy and Procedures issued by the Commissioner for Public Administration, with no more than 100% of the relevant remuneration to be taken as benefits and related costs such as fringe benefits tax.
 - (d) The scheme shall be operated and administered so that there will be no additional cost to the ACT Government. In particular, any fringe benefits tax associated with the provision of a benefit is to be included in the salary package.
 - (e) The salary for superannuation purposes is unaffected by participation in the salary packaging scheme.

Date of Effect

4. This Determination is effective on and from 1 November 2008.
