

17 June 2024

Ms Sandra Lambert AM
Chair
ACT Remunerational Tribunal

BY EMAIL: remtrib@act.gov.au

Dear Sandra

**ACT Remuneration Tribunal 2024 Spring Sitting:
Remuneration of Part-time Holders of Public Office – Committees established by CFC Board**

Thank you for your letter of 20 May and for the extension of time for a submission to 19 June.

On behalf of the Board of the Cultural Facilities Corporation, I am pleased to make the following submission.

The Cultural Facilities Corporation (“CFC”) is a statutory corporation, established by the Cultural Facilities Corporation Act 1997 (“the Act”).

Under the Act, the CFC has a governing board. Board members are remunerated as Part-time Holders of Public Office as determined by the Tribunal.

The Board has a maximum size of 6 appointed members, plus the CEO. The responsibilities of the Board are complex and expanding. A review of the Act is underway. That review may or may not make comments about the size of the Board and so for the foreseeable future the Board is at its maximum legislated size.

The Board has determined that the responsibilities carried by the Board currently require specialist expertise that is not available through the current members, or most likely any combination of members while the legislated maximum remains.

As a step to ensure good governance and to discharge the essential responsibilities of the Board, the Board has already established one Board-appointed sub committee (the Audit Committee). The Audit Committee has the objective *to provide independent assurance and assistance to the Board on the CFC’s financial management, risk, control and compliance framework, and its external accountability responsibilities* (CFC Board Charter). The Audit Committee meets at least four times each year and is also required to attend to matters of urgency and priority out of session.



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It is likely that there may be in the near future more committees established by the Board, such as a committee which has responsibility for the financial development of the CFC, including philanthropic development.

Committees of this nature carry a key governance responsibility and require specific (likely professional) skills and training. They manage a range of matters of risk that the CFC carries. Members of these committees will include members of the CFC Board, and will also have other members with the required specific skill and training.

The CFC submits that it is appropriate that members of committees established by the CFC Board, have the possibility of being remunerated in a way which is transparent and consistent. Members of the CFC Board who are members of these committees are already remunerated under existing Remuneration Determinations. It is not proposed that there be any change to these arrangements at this time.

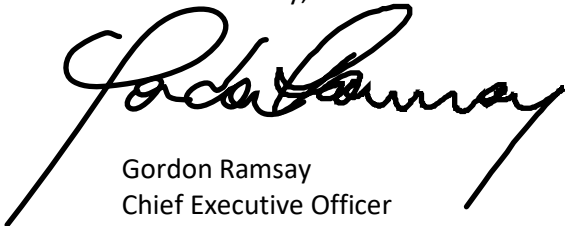
The CFC submits that people who are appointed to be members of a CFC Board established committee, who are not already ACT public servants, and who are not a member of the CFC Board could be remunerated at a relevant per diem rate. The CFC submits that the application of such a per diem remuneration be determined by the CFC Board at the time of the establishment of the relevant committee.

The CFC submits that the quantum rate of the per diem remuneration should be considered by the Remuneration Tribunal in relation to other advisory committees that carry core professional skills requirements but do not carry ultimate governance responsibilities. A rate towards the lower end of the per diem rate for Part-Time Holders of Public Office would be appropriate.

Thank you for your consideration of this submission.

I would be happy to discuss the matter with you at your convenience.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Gordon Ramsay', written in a cursive style. The signature is positioned above the printed name and title.

Gordon Ramsay
Chief Executive Officer