

14 June 2024

Ms Sandra Lambert AM
Chair, ACT Remuneration Tribunal

By email: remtrib@act.gov.au

Dear Ms Lambert,

Remuneration Tribunal Spring 2024 Sitting

Thank you for the opportunity to provide a submission to the Remuneration Tribunal's Spring Sitting.

I note that as a result of the Remuneration Tribunal's Spring 2023 sitting, Determination 18 of 2023 set out that the role of the Inspector of Correctional Services was to be remunerated on a per annum basis rather than a per diem basis. This was a welcome change, removing the necessity to submit timesheets for each day worked.

At the Spring 2023 Sitting I made submissions relating to the nature of the role and function of the Inspector, and that it was akin to a full time role not a part time one. On this matter, Determination 18 of 2023 stated that this was a policy decision for Government, noting that the review of the Inspector's establishing legislation was ongoing at the time of the Determination being made (November 2023). This Review of the *Inspector of Correctional Services Act 2017* was conducted by the Justice and Community Safety Directorate (JACS), and the [Statutory Review Report](#) was tabled in the Legislative Assembly on 14 May 2024.

I write to update the Tribunal on the outcome of that review. Relevant to the Inspector's conditions of appointment it noted¹:

Conditions of appointment

The Review acknowledges that when considering the Inspector's remuneration in 2023 the ACT Remuneration Tribunal noted that a review of the Inspector's establishing legislation is ongoing, and that consideration of whether a role should be part-time or full time is a policy decision for Government. Determination 18 of 2023 recognised that it is not appropriate for the Inspector to be remunerated on a per diem basis (akin to a casual position), and altered the conditions to allow payment per annum. JACS intends to consider these issues further, separate from this Review.

It remains unclear to me what the mechanism and process for that would be in light of the review of the ICS Act now being completed without concluding the matter, and I intend to follow up this matter further with JACS. In my respectful submission, there is considerable merit in the Remuneration Tribunal playing a role, due to your independence from government functions that my role is established to oversight, and because your process allows some procedural fairness for me through this submission process.

¹ Statutory Review Report: Inspector of Correctional Services Act 2017, tabled 14 May 2024, 15.

I note that whilst I am now remunerated on a per annum basis, my role remains a part time one and there is no guidance as to hours worked or other entitlements such as leave. As noted in my submission to the Tribunal in the 2023 sittings, I continue to view the requirements of the role as essentially a full time load.

Yours sincerely,



Rebecca Minty
ACT Inspector of Correctional Services