



AUSTRALIAN CAPITAL TERRITORY REMUNERATION TRIBUNAL

Statement Number 143

Commissioner for Public Administration – Working Hours

Background

Sub-section 10(1)(s) of the *Remuneration Tribunal Act 1995* provides authority for the Tribunal to inquire into remuneration and allowances to be paid and other entitlements to be granted to holders of certain offices referred by the Chief Minister.

The position was established in 2000 and, following referral from the Chief Minister, the Tribunal determined remuneration based on the position being part-time, three days per week. In considering appropriate remuneration, the Tribunal had regard to remuneration for Executives who had formally exercised the Commissioner's power, which had generally been at the Executive 2.5 level. The Tribunal determined remuneration, allowances and entitlements on a pro-rata basis of 3 days per week.

The Chief Minister wrote to the Tribunal to request that appropriate remuneration for the Commissioner be reviewed on the basis of increased working hours.

Tribunal Consideration

The Commissioner has been required to work at least four days per week since mid-January 2004. The increase in workload being primarily attributable to undertaking the Review of the Safety of Children in Care in the ACT and of ACT Child Protection Management.

The Tribunal noted that the role of the Commissioner continues to develop and there would be other tasks pertinent to the Commissioner's role that will require attention on more than three days per week after the review is completed.

Tribunal Decision

The Tribunal decided that:

- remuneration for the Commissioner be increased to \$118,876 per annum that reflects part-time employment of four days per week;
- pro-rata entitlements for cash in lieu of motor vehicle, accompanied travel and Fringe Benefit Tax be increased to reflect increased working hours;

- an additional daily rate be determined to enable the Commissioner to be remunerated appropriately when the Chief Minister or the Chief Executive, Chief Minister's Department, on behalf of the Chief Minister, requests the Commissioner to work up to one additional working day per week over and above a four-day week; and
- the new rates operate from 12 January 2004.

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REMUNERATION TRIBUNAL

Determination Number 143

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Pursuant to sub-section 10(1)(s) of the *Remuneration Tribunal Act 1995* the Remuneration Tribunal has inquired into the remuneration and allowances to be paid, and other entitlements to be granted to Commissioner for Public Administration within the meaning of the *Public Sector Management Act 1994*.

This Determination shall take effect from 12 January 2004.

Alan Kerr AM
Chair

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April 2004

Roberta McRae OAM
Member

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Jill Greenwell
Member

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**AUSTRALIAN CAPITAL TERRITORY
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The Tribunal determines as follows:

1. A total remuneration package as set out in the following table:

| Item | Amount |
|--|------------------|
| Salary | \$118,876 |
| Superannuation (notional 16%) | \$19,020 |
| Cash in lieu of the provision of a motor vehicle | \$9,300 |
| Accompanied Travel | \$800 |
| Fringe Benefits Tax | \$4,000 |
| Parking | \$1,000 |
| Total | \$152,996 |

2. The total remuneration package includes the pro-rata value of the Employer Provided Benefits, except for parking which is at the full rate, on the basis of part-time employment at the rate of four days per week.
3. Subject to the approval of the Chief Minister or the Chief Executive, Chief Minister's Department, an additional remuneration of \$456 per diem be payable to enable the Commissioner to work up to a further one day per week as required.

Terms and Conditions of Employment

4. Provided that where the terms and conditions are not specifically provided for by a Determination of the Tribunal, the Commissioner shall be entitled, on a pro-rata basis, to the conditions applying to an Executive employed under Section 72 of the *Public Sector Management Act 1994*.

This Determination shall take effect from 12 January 2004.

Determination Numbers 117 and 135 are revoked.

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