



ANNO TRICESIMO TERTIO

ELIZABETHAE II REGINAE

A.D. 1984

No. 4 of 1984

An Act to amend the Parliamentary Salaries and Allowances Act, 1965.

[Assented to 12 April 1984]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Parliamentary Salaries and Allowances Act Amendment Act, 1984". Short title.

(2) The Parliamentary Salaries and Allowances Act, 1965, is in this Act referred to as "the principal Act".

2. This Act shall be deemed to have come into operation on the first day of January, 1984. Commencement.

3. The following section is inserted after section 5 of the principal Act: Insertion of new s. 5aa.

5aa. (1) Except as provided by this section, the Tribunal shall not make a determination affecting the basic salary or additional salary payable to a member of Parliament. Certain limitations to apply to Tribunal's powers.

(2) Where remuneration payable generally to employees under awards is varied by order of the Full Commission made under section 36 of the Industrial Conciliation and Arbitration Act, 1972 (being an order made during or after 1985), the Tribunal shall, as soon as practicable thereafter, make a determination varying the rate of basic salary and the rates of additional salary payable pursuant to this Act in the same manner and with effect from the same date as is fixed by the order of the Full Commission.

(3) This section does not limit or affect the power of the Tribunal to make a determination affecting remuneration other than basic salary or additional salary whether separately from or as part of a determination made by the Tribunal pursuant to subsection (2).

(4) This section shall expire on a date to be fixed by proclamation.

(5) The Governor shall not make a proclamation for the purposes of subsection (4) unless he is satisfied—

(a) that the principles of wage fixation as adopted by the Full Commission in its decision published and dated the eleventh day of October, 1983, no longer apply;

and

(b) that no other principles, guidelines or conditions apply by virtue of a decision or declaration of the Full Commission that are of substantially similar effect to the principles referred to in paragraph (a).

(6) In this section—

“the Full Commission” means the Industrial Commission of South Australia sitting as the Full Commission.

Insertion of new
s. 18.

4. The following section is inserted after section 17 of the principal Act:

Variation of
determination
dated 22nd
December, 1983.

18. (1) The determination of the Tribunal dated the twenty-second day of December, 1983, and published in the *Gazette* of the fifth day of January, 1984, is varied in the manner set out in the Sixth Schedule.

(2) The determination as varied pursuant to this section shall have effect according to its terms as a determination of the Tribunal made under this Act.

Insertion of Sixth
Schedule.

5. The following schedule is inserted in the principal Act after the Fifth Schedule:

Section 18

THE SIXTH SCHEDULE

VARIATION OF THE DETERMINATION OF THE TRIBUNAL DATED 22 DECEMBER 1983

Clauses Affected	How Affected
Clauses 2, 3 and 4	By striking out the clauses and substituting the following clauses:
	<i>2. Basic Salary</i>
	(1) There shall be payable to each Member—
	(a) on and from 1 January 1984 until 31 March 1984 a basic salary calculated at the rate of thirty-three thousand and twenty-five dollars (\$33 025) a year;
	(b) on and from 1 April 1984 until 30 June 1984 a basic salary calculated at the rate of thirty-four thousand five hundred and fifteen dollars (\$34 515) a year;
	(c) on and from 1 July 1984 until 30 September 1984 a basic salary calculated at the rate of thirty-six thousand and ten dollars (\$36 010) a year;
	(d) on and from 1 October 1984 a basic salary calculated at the rate of thirty-seven thousand five hundred dollars (\$37 500) a year.

(2) The basic salary payable to a Member elected after 1 January 1984 shall be calculated from the day on which he commences to be a Member and in respect of those who are Members on 1 January 1984 shall be calculated from 1 January 1984 and in each case ceases to be payable on the day on which he ceases to be a Member.

Clauses Affected	How Affected
	<p>(3) Where a Member of the House ceases to be a Member thereof by reason of the dissolution of the House of Assembly or by the expiry of his term by effluxion of time, he is, notwithstanding his cessation of membership, entitled to continue to receive his basic salary until a successor is elected in his place.</p>
	<p>3. <i>Remuneration of Ministers of the Crown</i></p>
	<p>(1) In addition to the basic salary and electorate allowance there shall be payable—</p>
	<p>(a) to the Minister for the time being holding the office of Premier—</p>
	<p>(i)—</p>
	<p>(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of thirty-eight thousand and three hundred and sixty dollars (\$38 360) a year;</p>
	<p>(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of forty thousand and ninety-five dollars (\$40 095) a year;</p>
	<p>(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of forty-one thousand eight hundred and twenty-five dollars (\$41 825) a year;</p>
	<p>(D) on and from 1 October 1984 an additional salary calculated at the rate of forty-three thousand five hundred and fifty-five dollars (\$43 555) a year;</p>
	<p>and</p>
	<p>(ii) an expense allowance calculated at the rate of five thousand four hundred dollars (\$5 400) a year;</p>
	<p>(b) to the Minister for the time being holding the office of Deputy Premier—</p>
	<p>(i)—</p>
	<p>(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of twenty-six thousand nine hundred and forty-five dollars (\$26 945) a year;</p>
	<p>(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of twenty-eight thousand one hundred and sixty-five dollars (\$28 165) a year;</p>
	<p>(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of twenty-nine thousand three hundred and eighty dollars (\$29 380) a year;</p>

Clauses Affected	How Affected
	and
	(D) on and from 1 October 1984 an additional salary calculated at the rate of thirty thousand five hundred and ninety-five dollars (\$30 595) a year;
	and
	(ii) an expense allowance calculated at the rate of four thousand four hundred and eighty-five dollars (\$4 485) a year;
	(c) to the Minister for the time being holding the office of Leader of the Government in the Legislative Council—
	(i)—
	(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of twenty-three thousand four hundred and fifty dollars (\$23 450) a year;
	(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of twenty-four thousand five hundred and five dollars (\$24 505) a year;
	(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of twenty-five thousand five hundred and sixty-five dollars (\$25 565) a year;
	(D) on and from 1 October 1984 an additional salary calculated at the rate of twenty-six thousand six hundred and twenty dollars (\$26 620) a year;
	and
	(ii) an expense allowance calculated at the rate of four thousand two hundred and fifty-five dollars (\$4 255) a year;
	(d) to each person for the time being holding the office of Minister (other than the Premier, Deputy Premier and Leader of the Government in the Legislative Council)—
	(i)—
	(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of twenty-two thousand and eighty-five dollars (\$22 085) a year;
	(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of twenty-three thousand and eighty-five dollars (\$23 085) a year;

Clauses Affected	How Affected
	<p>(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of twenty-four thousand and eighty dollars (\$24 080) a year;</p> <p>(D) on and from 1 October 1984 an additional salary calculated at the rate of twenty-five thousand and seventy-five dollars (\$25 075) a year;</p> <p>and</p> <p>(ii) an expense allowance calculated at the rate of three thousand seven hundred and forty dollars (\$3 740) a year.</p> <p>(2) If a person holds more Ministerial offices than one he shall be paid a salary and expense allowance under this paragraph in respect of one only of those offices.</p>
	<p><i>4. Remuneration of Officers of Parliament</i></p> <p>(1) In addition to the basic salary and electorate allowance there shall be payable—</p> <p>(a) to the person for the time being holding the office of President of the Legislative Council—</p> <p>(i)—</p> <p>(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of eighteen thousand four hundred and ninety-five dollars (\$18 495) a year;</p> <p>(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of nineteen thousand three hundred and thirty dollars (\$19 330) a year;</p> <p>(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of twenty thousand one hundred and sixty-five dollars (\$20 165) a year;</p> <p>(D) on and from 1 October 1984 an additional salary calculated at the rate of twenty-one thousand dollars (\$21 000) a year;</p> <p>and</p> <p>(ii) an expense allowance calculated at the rate of two thousand one hundred and fifteen dollars (\$2 115) a year;</p> <p>(b) to the person for the time being holding the office of Speaker of the House of Assembly—</p>

Clauses Affected	How Affected
	(i)—
	(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of eighteen thousand four hundred and ninety-five dollars (\$18 495) a year;
	(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of nineteen thousand three hundred and thirty dollars (\$19 330) a year;
	(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of twenty thousand one hundred and sixty-five dollars (\$20 165) a year;
	(D) on and from 1 October 1984 an additional salary calculated at the rate of twenty-one thousand dollars (\$21 000) a year;
	and
	(ii) an expense allowance calculated at the rate of two thousand one hundred and fifteen dollars (\$2 115) a year;
	(c) to the person for the time being holding the office of Chairman of Committees in the House of Assembly—
	(i)—
	(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of nine thousand two hundred and fifty dollars (\$9 250) a year;
	(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of nine thousand six hundred and sixty-five dollars (\$9 665) a year;
	(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of ten thousand and eighty-five dollars (\$10 085) a year;
	(D) on and from 1 October 1984 an additional salary calculated at the rate of ten thousand five hundred dollars (\$10 500) a year;
	and
	(ii) an expense allowance calculated at the rate of one thousand and sixty dollars (\$1 060) a year;
	(d) to the person who is for the time being Leader of the Opposition in the Legislative Council—

Clauses Affected	How Affected
	(i)—
	(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of eight thousand five hundred and twenty-five dollars (\$8 525) a year;
	(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of eight thousand nine hundred and ten dollars (\$8 910) a year;
	(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of nine thousand two hundred and ninety-five dollars (\$9 295) a year;
	(D) on and from 1 October 1984 an additional salary calculated at the rate of nine thousand six hundred and eighty dollars (\$9 680) a year;
	and
	(ii) an expense allowance calculated at the rate of one thousand one hundred and eighty five dollars (\$1 185) a year;
	(e) to the person who is for the time being Leader of the Opposition in the House of Assembly—
	(i)—
	(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of twenty-two thousand and eighty-five dollars (\$22 085) a year;
	(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of twenty-three thousand and eighty-five dollars (\$23 085) a year;
	(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of twenty-four thousand and eighty dollars (\$24 080) a year;
	(D) on and from 1 October 1984 an additional salary calculated at the rate of twenty-five thousand and seventy-five dollars (\$25 075) a year;
	and
	(ii) an expense allowance calculated at the rate of three thousand seven hundred and forty dollars (\$3 740) a year;

Clauses Affected	How Affected
	<p>(f) to the person who is for the time being Deputy Leader of the Opposition in the House of Assembly—</p> <p style="padding-left: 2em;">(i)—</p> <p style="padding-left: 4em;">(A) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of eight thousand five hundred and twenty-five dollars (\$8 525) a year;</p> <p style="padding-left: 4em;">(B) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of eight thousand nine hundred and ten dollars (\$8 910) a year;</p> <p style="padding-left: 4em;">(C) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of nine thousand two hundred and ninety-five dollars (\$9 295) a year;</p> <p style="padding-left: 4em;">(D) on and from 1 October 1984 an additional salary calculated at the rate of nine thousand six hundred and eighty dollars (\$9 680) a year;</p> <p style="padding-left: 2em;">and</p> <p style="padding-left: 4em;">(ii) an expense allowance calculated at the rate of one thousand one hundred and eighty-five dollars (\$1 185) a year;</p>
	<p>(g) to the person who is for the time being the Government Whip in the House of Assembly—</p> <p style="padding-left: 2em;">(i) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of six thousand and seventy dollars (\$6 070) a year;</p> <p style="padding-left: 2em;">(ii) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of six thousand three hundred and forty-five dollars (\$6 345) a year;</p> <p style="padding-left: 2em;">(iii) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of six thousand six hundred and fifteen dollars (\$6 645) a year;</p> <p style="padding-left: 2em;">(iv) on and from 1 October 1984 an additional salary calculated at the rate of six thousand eight hundred and ninety dollars (\$6 890) a year;</p>
	<p>(h) to the person who is for the time being the Opposition Whip in the House of Assembly—</p> <p style="padding-left: 2em;">(i) on and from 1 January 1984 until 31 March 1984 an additional salary calculated at the rate of six thousand and seventy dollars (\$6 070) a year;</p> <p style="padding-left: 2em;">(ii) on and from 1 April 1984 until 30 June 1984 an additional salary calculated at the rate of six thousand three hundred and forty-five dollars (\$6 345) a year;</p>

Clauses Affected	How Affected
Clause 11	<p>(iii) on and from 1 July 1984 until 30 September 1984 an additional salary calculated at the rate of six thousand six hundred and fifteen dollars (\$6 615) a year;</p> <p>(iv) on and from 1 October 1984 an additional salary calculated at the rate of six thousand eight hundred and ninety dollars (\$6 890) a year.</p> <p>(2) The amounts payable by virtue of paragraph (1) of this clause to a person holding an office mentioned in subparagraphs (a), (b) or (c) or to a person referred to in subparagraphs (d), (e), (f), (g) or (h) of that paragraph shall continue to be paid to him after the expiration of his term of office as a Member of Parliament until—</p> <p>(a) a successor is elected as a Member in his place;</p> <p>or</p> <p>(b) another person is elected or appointed to the position held by him being a position referred to in paragraph (1) of this clause.</p> <p>whichever first happens.</p> <p>By striking out the clause and substituting the following clause:</p> <p>11. <i>Date of Operation and Duration</i></p> <p>Subject to the foregoing, the remuneration determined herein shall be payable on and from 1 January 1984.</p>

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

C. L. LAUCKE, Governor's Deputy