



ANNO TRICESIMO QUARTO

# ELIZABETHAE II REGINAE

A.D. 1985

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No. 59 of 1985

**An Act to repeal the Parliamentary Salaries and Allowances Act, 1965; and to amend the Agent-General Act, 1901, the Audit Act, 1921, the Coroners Act, 1975, the Electoral Act, 1929, the Highways Act, 1926, the Industrial and Commercial Training Act, 1981, the Industrial Conciliation and Arbitration Act, 1972, the Local and District Criminal Courts Act, 1926, the Magistrates Act, 1983, the Metropolitan Milk Supply Act, 1946, the Ombudsman Act, 1972, the Planning Act, 1982, the Police Regulation Act, 1952, the Public Service Act, 1967, the Solicitor-General Act, 1972, the South Australian Ethnic Affairs Commission Act, 1980, the South Australian Health Commission Act, 1975, the Supreme Court Act, 1935, the Tertiary Education Authority Act, 1979 and the Valuation of Land Act, 1971.**

*[Assented to 30 May 1985]*

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

Short title.

1. This Act may be cited as the "Statutes Amendment (Remuneration) Act, 1985".

Commencement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in a proclamation fixing a day for this Act to come into operation, suspend the operation of specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

Amendment of the Agent-General Act, 1901.

3. The Agent-General Act, 1901, is amended—

(a) by striking out from subsection (1) of section 5 the passage "the Governor" and substituting the passage "the Remuneration Tribunal";

and

(b) by striking out subsection (2) of section 5.

Amendment of the Audit Act, 1921.

4. The Audit Act, 1921, is amended by striking out from subsection (1) of section 6 the passage "the Governor" and substituting the passage "the Remuneration Tribunal".

Amendment of  
the Coroners Act,  
1975.

5. The Coroners Act, 1975, is amended—

(a) by striking out paragraph (b) of subsection (2) of section 7 and substituting the following paragraph:

(b) shall be paid a salary and allowances determined by the Remuneration Tribunal;

and

(b) by striking out paragraph (b) of subsection (2) of section 8 and substituting the following paragraph:

(b) shall be paid a salary and allowances determined by the Remuneration Tribunal.

Amendment of  
the Electoral Act,  
1929.

6. The Electoral Act, 1929, is amended by striking out subsection (3) of section 6 and substituting the following subsections:

(3) Subject to subsection (3a), the respective terms and conditions of appointment and employment of the Electoral Commissioner and the Deputy Electoral Commissioner shall be as from time to time determined by the Governor.

(3a) The respective salaries and allowances of the Electoral Commissioner and the Deputy Electoral Commissioner shall be as determined from time to time by the Remuneration Tribunal.

Amendment of  
the Highways Act,  
1926.

7. The Highways Act, 1926, is amended by striking out section 11 and substituting the following section:

Remuneration  
of the  
Commissioner.

11. (1) The Commissioner shall be paid such salary and allowances as are determined from time to time by the Remuneration Tribunal in relation to the office of the Commissioner.

(2) This section is sufficient authority for the payment of the salary and allowances referred to in subsection (1) from the Highways Fund.

Amendment of  
the Industrial and  
Commercial  
Training Act,  
1981.

8. The Industrial and Commercial Training Act, 1981, is amended by striking out subsection (1) of section 11 and substituting the following subsection:

(1) The Chairman of the Commission shall be entitled to such salary and allowances as may be determined from time to time by the Remuneration Tribunal.

Amendment of  
the Industrial  
Conciliation and  
Arbitration Act,  
1972.

9. The Industrial Conciliation and Arbitration Act, 1972, is amended—

(a) by striking out from subsection (1) of section 11 the passage “by the Governor” and substituting the passage “by the Remuneration Tribunal”;

(b) by striking out subsection (7) of section 23 and substituting the following subsection:

(7) A Commissioner—

(a) shall be paid such salary and allowances as are determined from time to time by the Remuneration Tribunal;

and

(b) shall be subject to such provisions of the Public Service Act, 1967, as the Governor may from time to time determine.;

(c) by striking out paragraph (ca) of the definition of "industrial authority" in subsection 1 of section 146a and substituting the following paragraph:

(ca) the Remuneration Tribunal.;

and

(d) by striking out from subsections (1) and (2) of section 11 of the second schedule the passage "by the Governor" wherever it occurs and substituting, in each case, the passage "by the Remuneration Tribunal".

**10.** The Local and District Criminal Courts Act, 1926, is amended by striking out from subsection (1) of section 5e the passage "by the Governor" and substituting the passage "by the Remuneration Tribunal".

Amendment of the Local and District Criminal Courts Act, 1926.

**11.** The Magistrates Act, 1983, is amended by striking out from subsections (1), (1a) and (2) of section 13 the passage "by the Governor" wherever it occurs and substituting, in each case, the passage "by the Remuneration Tribunal".

Amendment of the Magistrates Act, 1983.

**12.** The Metropolitan Milk Supply Act, 1946, is amended by striking out from subsection (1) of section 12 the passage "approved by the Governor" and substituting the passage "determined from time to time by the Remuneration Tribunal".

Amendment of the Metropolitan Milk Supply Act, 1946.

**13.** The Ombudsman Act, 1972, is amended by striking out subsection (2) of section 6 and substituting the following subsections:

Amendment of the Ombudsman Act, 1972.

(2) Subject to subsection (2a), the terms and conditions of appointment and employment of the Ombudsman shall be as determined from time to time by the Governor.

(2a) The salary and allowances of the Ombudsman shall be as determined from time to time by the Remuneration Tribunal.

**14.** The Parliamentary Salaries and Allowances Act, 1965, is repealed.

Repeal of the Parliamentary Salaries and Allowances Act, 1965.

**15.** The Planning Act, 1982, is amended—

Amendment of the Planning Act, 1982.

(a) by striking out from subsection (4) of section 20 the passage "Subject to subsection (5)" and substituting the passage "Subject to subsections (5) and (5a)";

and

(b) by inserting after subsection (5) of section 20 the following subsection:

(5a) The salary and allowances of a full-time commissioner shall be as determined from time to time by the Remuneration Tribunal.

Amendment of  
the Police  
Regulation Act,  
1952.

**16. The Police Regulation Act, 1952, is amended—**

(a) by striking out from subsection (1) of section 8 the passage “the Governor” and substituting the passage “the Remuneration Tribunal”;

(b) by striking out subsection (2) of section 8;

and

(c) by inserting in section 9, after subsection (3), the following subsection:

(4) The Deputy Commissioner shall be paid such salary and allowances as the Remuneration Tribunal may from time to time determine.

Amendment of  
the Public Service  
Act, 1967.

**17. The Public Service Act, 1967, is amended—**

(a) by striking out from subsection (1) of section 15 the passage “the Governor” and substituting the passage “the Remuneration Tribunal”;

(b) by striking out subsection (2) of section 15;

and

(c) by striking out section 30 and substituting the following section:

Remuneration of  
Permanent Head.

30. A Permanent Head shall be paid such salary and allowances as may be determined by the Remuneration Tribunal in relation to the office of that Permanent Head.

Amendment of  
the Solicitor-  
General Act,  
1972.

**18. The Solicitor-General Act, 1972, is amended by striking out from subsection (2) of section 5 the passage “the Governor” and substituting the passage “the Remuneration Tribunal”.**

Amendment of  
the South  
Australian Ethnic  
Affairs  
Commission Act,  
1980.

**19. The South Australian Ethnic Affairs Commission Act, 1980, is amended by striking out from subsections (1) and (2) of section 7 the passage “the Governor”, wherever it occurs, and substituting, in each case, the passage “the Remuneration Tribunal”.**

Amendment of  
the South  
Australian Health  
Commission Act,  
1975.

**20. The South Australian Health Commission Act, 1975, is amended by striking out from subsection (1) of section 10 the passage “salary, allowances and expenses as the Governor” and substituting the passage “salary and allowances as the Remuneration Tribunal”.**

Amendment of  
the Supreme  
Court Act, 1935.

**21. The Supreme Court Act, 1935, is amended by striking out from subsection (1) of section 12 the passage “by the Governor” and substituting the passage “by the Remuneration Tribunal”.**

Amendment of  
the Tertiary  
Education  
Authority Act,  
1979.

**22. The Tertiary Education Authority Act, 1979, is amended by striking out from subsection (4) of section 8 the passage “such salary, allowances and expenses as may be determined by the Governor” and substituting the passage “such salary and allowances as may be determined by the Remuneration Tribunal”.**

23. The Valuation of Land Act, 1971, is amended—

Amendment of  
the Valuation of  
Land Act, 1971.

- (a) by striking out from subsection (1) of section 8 the passage “such salary as the Governor” and substituting the passage “such salary and allowances as the Remuneration Tribunal”;
- (b) by striking out subsection (2) of section 8;  
and
- (c) by inserting in subsection (3) of section 8 after the word “salary” the passage “and allowances”.

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

D. B. DUNSTAN, Governor