

REPORT

and

DETERMINATION

under

SECTION 13

of the

STATUTORY AND OTHER OFFICES

REMUNERATION ACT, 1975

PUBLIC OFFICE HOLDER GROUP

6 October 2006

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PUBLIC OFFICE HOLDERS GROUP

Section 1 Background

1. Section 13 of the Statutory and Other Offices Remuneration Act 1975, (the Act), requires the Statutory and Other Offices Remuneration Tribunal, to make a determination of the remuneration to be paid to office holders on and from 1 October in that year. "Remuneration" is defined in section 10A as salary or allowances paid in money.
2. The Public Office Holders Group comprises those public offices, listed in the Schedules of the Act (except for the Judges Magistrates and Related Group), which have been grouped together by the Tribunal for remuneration purposes. The remuneration for this Group is determined as a fixed salary amount. Employer on costs such as Superannuation Guarantee Levy are, unlike the Senior Executive Service, additional to the salary amount determined. It is the Government's view that there be no direct nexus with the remuneration of the Judges Magistrates and Related Group. The Tribunal has supported this position in past Determinations.

Section 2 Submissions Received

Government Submission

3. The Government has asked the Tribunal to consider various factors, including the economic outlook and has recommended a 3 percent increase for this Group. The Government has noted increases granted to this Group in other jurisdictions has ranged from 3 percent (NT and ACT) to 4.4 percent (Vic/Commonwealth).

Other Submissions Received.

4. No other submissions requesting reviews were received.

Section 3 2006 Tribunal Review

5. In its determination for the SES and CES the Tribunal has set down the reasons for deciding to grant a wage increase of 4 percent to maintain the real value of wages. The Tribunal considers that similar reasons exist to provide a 4 percent general increase for this Group as well.

6. As has been noted elsewhere increases for the main groups in the public sector have, since the 2005 determination, increased by 4 percent. Many of the officers receiving these increases would report to the Office Holders in this Group. To determine an increase of less than 4 percent to this Group would exacerbate the salary compression between the public office holders and the public sector generally. The Tribunal does not consider such an outcome to be in the best interests of promoting a skilled and efficient public service.

Section 4 Conclusion

7. Having regard to the key economic indicators and increases in public sector remuneration both in NSW and in other jurisdictions, the Tribunal considers, after considering the views of the Assessors, that an increase of 4.0 percent would be appropriate and so determines.

8. Pursuant to Section 13 of the Statutory and Other Offices Remuneration Act 1975, as amended, the Tribunal determines that the remuneration to be paid to office holders on and from 1 October 2006 shall be as specified in Annexure A.

**The Statutory and Other Offices
Remuneration Tribunal**



Helen Wright

Dated: 6 October 2006

**DETERMINATION OF THE REMUNERATION OF THE PUBLIC OFFICE
HOLDERS GROUP ON AND FROM 1 OCTOBER 2006**

Salary	\$ per annum
Commissioner Police Integrity Commission	366,045
Ombudsman	356,140
President, Mental Health Review Tribunal	234,865
Chairperson, Consumer Trader and Tenancy Tribunal	234,865
President, Guardianship Tribunal	229,960
Deputy Chairperson Consumer Trader and Tenancy Tribunal	217,220
Deputy Chairperson, Law Reform Commission	215,655
Deputy President Administrative Decisions Tribunal	206,820
Deputy President Mental Health Review Tribunal	206,255
Registrar Workers Compensation Commission	201,350
Clerk of the Legislative Assembly	201,350
Clerk of the Parliaments	201,350
Senior Chairperson (Government and Related Employees Appeals Tribunal) - not being a judicial office holder.	198,325
Commissioner, Law Reform Commission	193,660
Deputy President, Guardianship Tribunal	179,915
Senior Member, Consumer Trader and Tenancy Tribunal	177,290
Deputy Clerk, Legislative Assembly	172,850
Chairman, Transport Appeals Board	164,970
Chairman, Local Land Boards	164,970
Registrar, Aboriginal Land Rights Act 1983	159,685
Deputy Clerk, Legislative Council	156,370

ANNEXURE A (CONT'D)

**DETERMINATION OF THE REMUNERATION OF THE PUBLIC OFFICE
HOLDERS GROUP ON AND FROM 1 OCTOBER 2006**

	Salary \$ per annum
Chairperson, Government and Related Employees Appeals Tribunal <u>who is legally qualified</u> (not being the holder of a judicial office or a magisterial office)	152,790
Member, Consumer Trader and Tenancy Tribunal	152,790
Assessor (Civil Claims)	152,790
Chairperson, Government and Related Employees Appeals Tribunal (not being the holder of a judicial office or a magisterial office)	144,265
Chairperson, Aboriginal Housing Office	119,225
Member of the New South Wales Aboriginal Land Council	84,960 (Note 2)
Assessor Civil Claims (daily rate)	\$620 per day

Note 2 The Chairperson shall receive an allowance of 5% (ie. a total of \$89,210 per annum) and the Secretary and Treasurer shall receive an allowance of 3% (ie. a total of \$87,510 per annum).

LEAVE LOADING

An annual leave loading shall be payable on the same terms and conditions as are applicable to officers and employees of the Public Service of New South Wales, as set out in Section 6-17.12 to 6-17.17 of the Premier's Department Personnel Handbook, to each of the office holders listed above who are provided, as a condition of their employment with approved annual leave.

The Statutory and Other Offices Remuneration Tribunal

Helen Wright

Dated: 6 October 2006