

STATUTORY AND OTHER OFFICES REMUNERATION TRIBUNAL

Report and Determination for Mr Jason Wharton in the role of the Executive Director, Water Infrastructure Development and Delivery, Department of Planning, Industry and Environment pursuant to Section 24P of the *Statutory and Other Offices Remuneration Act 1975*.

MINISTER'S DIRECTION

1. On 15 December 2021, the Statutory and Other Offices Remuneration Tribunal (the Tribunal) received a direction from the Special Minister of State, Minister for the Public Service and Employee Relations, Aboriginal Affairs, and the Arts, the Hon Don Harwin MLC (the Minister), pursuant to section 24P of the *Statutory and Other Offices Remuneration Act 1975* (SOOR Act) to make a determination as to whether, and (if so) how, the determination of the range of remuneration packages of Band 2 Public Service senior executives should be altered in relation Mr Jason Wharton in the role of the Executive Director (ED), Water Infrastructure Development and Delivery, Department of Planning, Industry and Environment (DPIE).
2. Section 24P of the SOOR Act provides for the Minister to direct the Tribunal to make a special determination in the following terms:

24P Special determinations

If the Minister so directs, the Tribunal is required to make (not later than the day specified in the direction as the day on or before which the determination is to be made) a determination as to whether, and (if so) how, any determination already made should be altered in relation to remuneration packages as are referred to in the direction.
3. The ED, Water Infrastructure Development and Delivery, DPIE is a Public Service Senior Executive (PSSE) "Band 2 – Executive Director level". The determination already made in respect of PSSE Band 2 – Executive Director level is the Tribunal's 2021 annual determination which provides the following remuneration package range:

Band	Per annum range		
Band 2 – Executive Director level	\$281,551	to	\$354,200

BACKGROUND

4. The role of ED, Water Infrastructure Development and Delivery, DPIE provides strategic leadership and management to drive the Division's water infrastructure programs and projects across the state, and works closely with State Owned Corporations and water utilities as well as the construction industry.
5. The ED, Water Infrastructure Development and Delivery, DPIE is required to provide expert, strategic advice to ensure the development, procurement and delivery of effective, efficient, and innovative water infrastructure projects and programs. The role reports to the Chief Executive Officer, Water Infrastructure NSW.
6. Mr Wharton has been selected through a recruitment process to undertake the role of ED, Water Infrastructure Development and Delivery, DPIE. Mr Wharton has over 20 years' experience in driving major operations, strategic change programmes and major projects within oil, and gas, mining, infrastructure and manufacturing industries. Mr Wharton has led multi-disciplined teams across large infrastructure and mining projects across Australia.
7. Having regard to the particular circumstances of the case the Tribunal is of the view that the remuneration package for Mr Wharton in the role of ED, Water Infrastructure Development and Delivery, DPIE will be \$450,000 per annum. The Tribunal's determination is consistent with advice contained in the Minister's direction and is appropriate given the complexity, responsibility and challenges of the role and Mr Wharton experience and skills. This determination will alter the Tribunal's determination in respect of Band 2 remuneration levels.
8. The determination is made in accordance with section 24R(3)(a) of the SOOR Act which provides for the Tribunal to fix a remuneration package for a particular senior executive named in the determination. Consistent with the Minister's request, this determination is personal to Mr Wharton and is not a determination that applies to the role of ED, Water Infrastructure Development and Delivery, DPIE or to future appointments to the role.

9. This determination shall take effect from the date of Mr Wharton’s appointment.

DETERMINATION

Pursuant to section 24P of the *Statutory and Other Offices Remuneration Act 1975* the Tribunal determines that the range of remuneration packages of Band 2 Public Service senior executives is altered to provide Mr Wharton in the role of Executive Director, Water Infrastructure Development and Delivery, Department of Planning, Industry and Environment, with a remuneration package of \$450,000 per annum, with effect from the date of his appointment.

Band	Per annum range			
Band 2 – Executive Director level	\$281,551	to	\$354,200	Mr Jason Wharton, Executive Director, Water Infrastructure Development and Delivery, Department of Planning, Industry and Environment: \$450,000 per annum.

Statutory and Other Offices Remuneration Tribunal

(signed)

The Hon Greg Pearce

17 December 2021