



PARLIAMENTARY SALARIES AND ALLOWANCES (DOUBTS REMOVAL AND AMENDMENTS) ACT 1988

No. 22 of 1988

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AN ACT to amend the Parliamentary Salaries and Allowances Act 1973.

[Royal Assent 2 September 1988]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—This Act may be cited as the *Parliamentary Salaries and Allowances (Doubts Removal and Amendments) Act 1988*. Short title.

2—This Act shall be deemed to have commenced on 1st April 1988. Commencement.

3—In this Act, the *Parliamentary Salaries and Allowances Act 1973** is referred to as the Principal Act. Principal Act.

* No. 29 of 1973. Amended by No. 10 of 1975, No. 82 of 1977, No. 86 of 1979, Nos. 14 and 99 of 1982, No. 21 of 1983, Nos. 13 and 30 of 1984, and Nos. 37 and 74 of 1986.

Amendment of
section 3 of
Principal Act
(Interpretation).

4—Section 3 of the Principal Act is amended as follows:—

(a) by omitting “Schedule 1, as reduced, as provided by the *Reduction of Salaries (Members of Parliament and Judges) Act 1986* during the reduction period within the meaning of that Act;” from the definition of “basic salary” in subsection (1) and substituting “Schedule 1;”;

(b) by omitting subsections (2) and (3).

Amendment of
Schedule 1 to
Principal Act.

5—Schedule 1 to the Principal Act is amended as follows:—

(a) by omitting clauses 2 and 3 and substituting—

2—(1) Each member shall be paid a basic salary.

(2) In subclause (1) “basic salary” means a salary calculated at the rate of \$40 102 per annum but after that rate has been adjusted in accordance with clause 3 means a salary calculated at the rate as so adjusted.

3—(1) The basic salary shall be adjusted from time to time so that it remains equivalent in value to the total value of the salary, allowances, and other benefits (including superannuation entitlements) received or receivable, either directly or indirectly, and either immediately or contingently by a relevant State employee.

(2) For the purpose of subclause (1), a relevant State employee is a person employed in the State service—

(a) who would be affected by any Clerical Employees Award made under the *Industrial Relations Act 1984*; and

(b) who, on 1st April 1988, was receiving, or entitled to receive, either directly or indirectly, and either immediately or contingently a salary, allowances, and other benefits (including superannuation entitlements), which, calculated at an annual value, were equivalent, or nearly equivalent in value to the basic salary.

(3) Where the Auditor-General is of the opinion that, by virtue of subclause (1), the basic salary should be adjusted he shall—

(a) determine the adjustment that should be made in the basic salary in accordance with that subclause; and

(b) publish a notice in the *Gazette* specifying—

- (i) the basic salary as adjusted; and
- (ii) the day on which the basic salary, as adjusted, shall have effect.

(4) The day to be specified for the purpose of subclause (3) (b) (ii) shall be the day, as determined by the Auditor-General, when the total value of the salary, allowances, and other benefits of the relevant State employee were adjusted.

(b) by omitting Part IA.

6—Schedule 3 to the Principal Act is amended as follows:—

Amendment of
Schedule 3 to
Principal Act.

(a) by inserting in the table set out in clause 6 (1)—

- (i) after the item relating to a Minister or the Secretary to Cabinet, where first occurring, the following items:—

President of the Legislative Council
100% of Rate A

Speaker of the House of Assembly
100% of Rate A

- (ii) after the item relating to a Minister or the Secretary to Cabinet, where secondly occurring, the following items:—

President of the Legislative Council
105% of Rate B

Speaker of the House of Assembly
105% of Rate B

(b) by omitting from Part II of the table set out in clause 7 (2) “25 miles”, wherever occurring, and substituting “40 kilometres”;

(c) by inserting in clause 8 (2) “President of the Legislative Council, Speaker of the House of Assembly,” after “Minister,”;

(d) by omitting clause 9 and substituting—

9—There is payable to each member, by way of reimbursement of expenses—

(a) an allowance being an amount equal to the rental payable by him in respect of one telephone installed at his home; and

(b) an allowance, payable at the end of each period of 3 months, being an amount equal to the cost of telephone calls as shown on any one telephone account received by him during that period.

(e) by adding the following Part—

PART VII—POSTAGE EXPENSES

10—(1) Subject to subclause (1), there is payable to each member an allowance for costs incurred by him in the payment of postal charges necessary for the discharge of his parliamentary duties.

(2) The allowance payable to a member under subclause (1) in respect of any period shall be such amount as the Governor may, by order, specify in respect of that period.

(3) The allowance payable under subclause (1) shall be paid on the last day of March, June, September, and December.