

Passed by both Houses



New South Wales

# Parliamentary Remuneration Amendment Bill 2001

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*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

*Clerk of the Legislative Assembly.  
Legislative Assembly,  
Sydney, , 2001*



New South Wales

## **Parliamentary Remuneration Amendment Bill 2001**

Act No , 2001

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An Act to amend the *Parliamentary Remuneration Act 1989* with respect to the payment of electoral allowances, and for other purposes.

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*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

*Chairman of Committees of the Legislative Assembly.*

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Parliamentary Remuneration Amendment Act 2001*.

**2 Commencement**

This Act commences on a day or days to be appointed by proclamation.

**3 Amendment of Parliamentary Remuneration Act 1989 No 160**

The *Parliamentary Remuneration Act 1989* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Section 3)

### [1] Section 3 Definitions

Insert in alphabetical order:

*additional entitlements* means the electoral allowance and other additional entitlements under Part 3.

### [2] Section 10 General provisions as to determinations of additional entitlements

Omit section 10 (2). Insert instead.

- (2) Members and recognised office holders are entitled to an electoral allowance and other additional entitlements in accordance with the provisions of applicable determinations of the Tribunal under this Part.
- (2A) The Tribunal may, by a determination:
  - (a) fix the amount of the electoral allowance, and
  - (b) fix the classes, terms and other incidents of other additional entitlements.
- (2B) The following provisions apply to the electoral allowance:
  - (a) the allowance is payable to members (whether or not recognised office holders),
  - (b) the allowance is payable in money,
  - (c) the allowance is payable as compensation in respect of all incidents of the performance of parliamentary duties (other than those compensated or reimbursed by other additional entitlements),
  - (d) different amounts may be fixed for different members or classes of members.
- (2C) Subsections (3) and (4) apply to determinations with respect to additional entitlements, other than the electoral allowance.

**[3] Section 10 (3) (a)**

Omit “electoral allowances.”.

**[4] Section 10 (8)**

Omit the subsection.

**[5] Section 12A**

Insert after section 12:

**12A Financial implications of determinations**

- (1) In making a determination under this Act, the Tribunal is to have regard to the financial implications of the determination for the State.
- (2) The Tribunal is required:
  - (a) to invite the Secretary of the Treasury to make submissions to the Tribunal about those financial implications, and
  - (b) to take any submission so made into account before making the determination.
- (3) A copy of any such submission made by the Secretary of the Treasury is to be included as an annexure to the determination.

**[6] Section 13 Reports of the Tribunal**

Omit section 13 (5).

**[7] Section 20**

Insert after section 19:

**20 Provisions consequent on enactment of Parliamentary Remuneration Amendment Act 2001**

- (1) Section 10, as amended by the *Parliamentary Remuneration Amendment Act 2001*, extends to a determination of the Tribunal that is in force on the commencement of those amendments.

- (2) The regulations may contain other provisions of a savings or transitional nature consequent on the enactment of that Act.