



# **Remuneration Tribunal (Remuneration and Allowances for Holders of Part-time Public Office) Determination (No. 1) 2023**

made under subsections 7(3) and (4) of the  
*Remuneration Tribunal Act 1973*

## **Compilation No. 3**

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Prepared by the Office of Parliamentary Counsel, Canberra

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## About this compilation

### This compilation

This is a compilation of the *Remuneration Tribunal (Remuneration and Allowances for Holders of Part-time Public Office) Determination (No. 1) 2023* that shows the text of the law as amended and in force on 24 August 2023 (the **compilation date**).

The notes at the end of this compilation (the **endnotes**) include information about amending laws and the amendment history of provisions of the compiled law.

### Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Register ([www.legislation.gov.au](http://www.legislation.gov.au)). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the Register for the compiled law.

### Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

### Editorial changes

For more information about any editorial changes made in this compilation, see the endnotes.

### Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the Register for the compiled law.

### Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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## Part 1—Preliminary

### 1 Name

This instrument is the *Remuneration Tribunal (Remuneration and Allowances for Holders of Part-time Public Office) Determination (No. 1) 2023*.

### 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	10 June 2023

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

### 3 When this instrument takes effect

- (1) Subject to subsection (2), this instrument takes effect when it commences.
- (2) The item of Table 3A that deals with the Chair of the Tax Practitioners Board takes effect on 29 May 2023.

### 4 Authority

This instrument is made under subsections 7(3) and (4) of the *Remuneration Tribunal Act 1973*.

### 5 Determination supersedes previous determination

This instrument supersedes the *Remuneration Tribunal (Remuneration and Allowances for Holders of Part-time Public Office) Determination 2022*.

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### 6 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

### 7 Simplified outline of this instrument

This instrument is structured so that Part 2 contains general provisions, and each of Parts 3 to 7 contains the provisions for a specific remuneration model, as follows:

- Part 3 applies to office holders remunerated by annual fees;
- Part 4 applies to office holders remunerated by daily fees;
- Part 5 applies to office holders who are remunerated under an annual meeting fee and additional daily fee model;
- Part 6 applies to office holders who are remunerated under a base (annual) fee and (daily) meeting fee model;
- Part 7 applies to offices of the Aboriginal Land Councils.
- Part 8 contains application and transitional provisions.

### 8 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including office and public office.

In this instrument:

**ADF Super member** has the same meaning as in the *Australian Defence Force Superannuation Act 2015*.

**agency**, of an office holder, means:

- (a) the agency to which the office holder is attached; or
- (b) if the office holder is not attached to an agency—the portfolio Department.

**authority** is the body or office to which an office holder is appointed.

**authority business** means any authority business conducted by an office holder with the authority's approval, but does not include the following:

- (a) attendance at a formal meeting;
- (b) official travel time on a meeting day;
- (c) normal preparation time for a formal meeting (although time spent by the office holder preparing for a formal meeting may be treated as **authority**

**business** if the Chair considers the time excessive to normal preparation time).

**CSS** (short for Commonwealth Superannuation Scheme) has the same meaning as in the *Superannuation Act 1976*.

**DFRDB** (short for Defence Force Retirement and Death Benefits) means the scheme established by the *Defence Force Retirement and Death Benefits Act 1973*.

**employing authority**, in relation to an office holder, means an entity exercising a power or performing a function in relation to the office holder's employment or remuneration.

**fringe benefits tax** means fringe benefits tax (within the meaning of the *Fringe Benefits Tax Assessment Act 1986* as it applies of its own force or because of the *Fringe Benefits Tax (Application to the Commonwealth) Act 1986*).

**MSBS** (short for Military Superannuation and Benefits Scheme) has the same meaning as Scheme has in the *Military Superannuation and Benefits Act 1991*.

**normal preparation time** means the time that a member of an authority (including the Chair or a Deputy Chair) ordinarily requires to prepare for a meeting of the authority. It can occur on either a day of a meeting or on another day.

**office holder** means the holder of a part-time public office.

**official travel determination** means the *Remuneration Tribunal (Official Travel) Determination 2022* (or any determination that supersedes that determination).

**official travel time** is the reasonable period, certified by a Chair, that an office holder spends travelling on official business away from the town or city in which the office holder's principal place of residence is located. The Chair may consider agency travel guidelines (if any) when determining the reasonable period.

**PSS** (short for Public Sector Superannuation Scheme) has the same meaning as Public Sector Superannuation Scheme has in the *Superannuation Act 1990*.

**PSSAP** (short for Public Sector Superannuation Accumulation Plan) has the same meaning as in the *Superannuation Act 2005*.

**specified professional committee** means a professional committee specified in Table 4C.

**Table 2A** means the table of daily fees in subsection 12(1).

**Table 3A** means the table of annual fees in section 16.

**Table 3B** means the table of special provisions for certain offices in section 17.

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**Table 4A** means the table of daily fees in section 22.

**Table 4B** means the table of special provisions for certain offices in section 23.

**Table 4C** means the table of specified professional committees in section 24.

**Table 5A** means the table of annual meeting fees and additional daily fees in section 31.

**Table 5B** means the table of special provisions for certain offices in section 32.

**Table 6A** means the table of base fees and meeting fees in section 37.

**Table 6B** means the table of special provisions for certain offices in section 38.

**Table 7B** means the table of daily fees for holders of public offices in Aboriginal Land Councils in section 44.

**Table 8A** means the table of application and transitional provisions in section 46.



## Part 2—General provisions

### 9 Fees are gross fees

Fees set out in this instrument are gross fees, and no additional amount is payable by the employing authority to meet any taxation obligations.

### 10 Remuneration packaging

- (1) An employing authority may provide access to remuneration packaging to office holders.
- (2) An office holder may elect to take the fees and allowances payable under this instrument either as a cash payment, or a combination of a cash payment and other benefits.
- (3) An election made in accordance with subsection (2) must be consistent with:
  - (a) applicable agency policies and procedures on remuneration packaging; and
  - (b) relevant taxation laws, rulings and guidelines issued by the Australian Taxation Office.
- (4) Remuneration packaging must be administered without additional cost to the employing authority and any fringe benefits tax associated with a benefit must be included in the remuneration package.

### 11 Employer shortfall exemption certificate

- (1) This section applies to an office holder if:
  - (a) the office holder is not a member of the CSS, DFRDB, MSBS, PSS or PSSAP, or an ADF Super member; and
  - (b) an employer shortfall exemption certificate has been issued under the *Superannuation Guarantee (Administration) Act 1992* to the office holder in relation to:
    - (i) the office holder's employer; and
    - (ii) a quarter in a financial year.
- (2) Any remuneration payable to the office holder in accordance with this instrument in respect of the quarter is to be increased by the amount of the minimum contribution that would (if the certificate had not been issued), under section 23 of the *Superannuation Guarantee (Administration) Act 1992*, reduce the charge percentage for the office holder to nil.

### 12 Other holders of part-time public office

- (1) The following daily fees apply to offices that are not specified in Part 3, 4, 5, 6 or 7.

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**Table 2A—Other office holders**

<b>Column 1</b>	<b>Column 2</b>
<b>Kind of office</b>	<b>Daily fee</b>
Chair	\$572
Member	\$430

- (2) Fees set out in subsection (1) are to be paid in accordance with Part 4.
- (3) For the purposes of the official travel determination, travel tier 2 applies to an office holder whose fees are set out in subsection (1).

Note: This instrument applies only to offices that are public offices (see the definition of *public office* in subsection 3(4) of the Act).

## Part 3—Annual fees

### 13 Simplified outline of this Part

This Part applies to office holders who receive an annual fee. It sets out the way fees are paid and the activities covered by the fee. Table 3A sets out the following:

- the individual public offices remunerated by annual fees;
- the fees payable to Chairs, Deputy Chairs and Members (where applicable);
- any additional provisions or conditions that apply to the office;
- the travel tier for the office.

### 14 Application of this Part

This Part applies to office holders whose annual fees are set out in Table 3A.

### 15 Payment of annual fees

- (1) The annual fees set out in Table 3A are payable on a periodic basis throughout each year. Part years are paid on a proportionate basis. The annual fee covers all activities undertaken by the office holder in performing the duties of their office.

*Reduction for lengthy absence*

- (2) The annual fee is proportionally reduced where an office holder is unavailable to perform the duties of their office for a period of more than 3 months, except to the extent that a reduction would be inconsistent with the terms of the office holder's appointment.

### 16 Annual fees

The following table (**Table 3A**) sets out, for each office holder or authority in column 1:

- (a) if column 1 specifies an office holder—the annual fee for the office holder; and
- (b) if column 1 specifies an authority—the annual fee for one or more of the following office holders in relation to the authority:
  - (i) the Chair;
  - (ii) a Deputy Chair;
  - (iii) a member other than the Chair or a Deputy Chair; and

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- (c) the special provisions (if any) of this instrument that apply to the office holder or office holders; and
- (d) the travel tier that applies to the office holder or office holders for the purposes of the official travel determination.

Note: Some authorities specified in column 1 have office holders who receive daily fees under Part 4, who are not covered by this instrument because they hold office on a full-time basis, or who do not receive fees.

<b>Column 1 Office or authority</b>	<b>Column 2 Chair</b>	<b>Column 3 Deputy Chair</b>	<b>Column 4 Member</b>	<b>Column 5 Special provisions</b>	<b>Column 6 Travel tier</b>
Medical Services Advisory Committee	\$233,180	\$174,890	\$47,430		1
NBN Co Limited	\$233,180	\$187,740	\$116,650		1
Snowy Hydro Limited	\$233,180		\$116,600	Table 3B, item 1	1
Future Fund	\$220,580		\$110,300		1
Commonwealth Grants Commission	\$216,890		\$114,820		1
Australia Post	\$199,040	\$111,080	\$99,560	Table 3B, items 1, 6 and 7	1
Australian Broadcasting Corporation	\$183,100	\$90,390	\$60,290		1
Airservices Australia	\$170,870	\$128,160	\$85,440		1
ASC Pty Ltd	\$170,870	\$128,150	\$79,760	Table 3B, items 2 and 8	1
Australian Rail Track Corporation	\$170,870		\$85,440	Table 3B, items 2 and 21	1
Independent National Security Legislation Monitor	\$170,870				1
National Intermodal Corporation Limited	\$170,870	\$85,440	\$85,440	Table 3B, item 2 and Table 8A, item 2	1
WSA Co Limited	\$170,870	\$128,160	\$85,440	Table 3B, item 2	1
Commonwealth Scientific and Industrial Research Organisation	\$154,130	\$77,070	\$77,070	Table 3B, items 2 and 18	1
Medical Devices and Human Tissue Advisory Committee	\$154,130		\$35,600	Table 8A, item 1	1

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<b>Table 3A—Annual fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Commonwealth Superannuation Corporation	\$144,700		\$69,220	Table 3B, items 2 and 4	See Table 3B, item 4
Financial Regulator Assessment Authority	\$144,700		\$72,350		1
National Disability Insurance Agency	\$144,700		\$72,350	Table 3B, items 2, 9, 10 and 11	1
Tax Practitioners Board	\$144,700		Daily fee		1
National Reconstruction Fund Corporation	\$123,190		\$61,240		1
Northern Australia Infrastructure Facility	\$123,190		\$61,240	Table 3B, item 2	1
Australian Digital Health Agency Board	\$122,460		\$61,230	Table 3B, item 12	1
Australian Maritime Safety Authority	\$122,460	\$91,850	\$61,230	Table 3B, item 2	1
Australian Naval Infrastructure Pty Ltd	\$122,460		\$61,230	Table 3B, item 2	1
Board of Taxation	\$122,460		\$61,230		1
Civil Aviation Safety Authority Board	\$122,460	\$91,850	\$61,230	Table 3B, item 2	1
Defence Housing Australia	\$122,460		\$61,230	Table 3B, item 2	1
Export Finance and Insurance Corporation	\$122,460	\$91,850	\$61,230	Table 3B, item 2	1
High Speed Rail Authority Board	\$122,460		\$61,230		2
Infrastructure Australia	\$122,460		\$61,230		1
Murray- Darling Basin Authority	\$122,460		\$73,480		1
Australian Curriculum Assessment and Reporting Authority	\$113,910	\$85,440	Daily fee	Table 3B, item 5	See Table 3B, item 5
Clean Energy Finance Corporation	\$113,910		\$56,960		1
Foreign Investment Review Board	\$113,910		\$56,960		1
National Health and Medical Research Council	\$113,910		\$28,480	Table 3B, item 4	See Table 3B, item 4
National Housing Finance	\$113,910		\$56,960	Table 3B,	2

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<b>Table 3A—Annual fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
and Investment Corporation				item 2	
Northern Territory Aboriginal Investment Corporation	\$113,910		\$56,960		2
Special Broadcasting Service	\$113,910	\$85,440	\$45,570		1
Australian Institute for Teaching and School Leadership Ltd	\$105,390	\$79,050	Daily fee	Table 3B, item 5	See Table 3B, item 5
Australian Nuclear Science and Technology Organisation Board	\$105,390	\$79,050	\$52,700	Table 3B, item 2	1
Financial Reporting Council	\$105,390		Daily fee		1
Innovation and Science Australia Board	\$105,390		\$47,430	Table 3B, items 4 and 13	See Table 3B, item 4
Tourism Australia	\$105,390	\$79,050	\$52,700	Table 3B, item 2	1
Australian Renewable Energy Agency	\$96,840		\$48,420	Table 3B, item 3	2
Australian Sports Commission	\$96,840	\$72,630	\$48,420	Table 3B, item 2	1
Australia’s Economic Accelerator Advisory Board	\$96,840	\$48,420	\$48,420		2
Great Barrier Reef Marine Park Authority	\$96,840		\$48,420		2
Safety, Rehabilitation and Compensation Commission	\$96,840		\$43,580		1
Australian Pesticides and Veterinary Medicines Authority Board	\$88,290		\$44,150		2
Food Standards Australia New Zealand	\$88,290		\$44,150	Table 3B, item 3	1
Independent Hospital Pricing Authority	\$88,290	\$32,730	\$32,730		2
International Air Services Commission	\$88,290		\$44,150		1
National Health and Medical Research Council—Research Committee	\$88,290				2
Regional Investment	\$88,290		\$44,150	Table 3B,	2

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<b>Table 3A—Annual fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Corporation Board				item 2	
Aboriginal Hostels Limited	\$79,760		\$39,880	Table 3B, item 20	2
Australian Commission on Safety and Quality in Health Care	\$79,760		\$26,330		2
Australian Electoral Commission	\$79,760				1
Australian Fisheries Management Authority Commission	\$79,760	\$39,880	\$39,880		1
Australian Hearing Services	\$79,760		\$35,900	Table 3B, item 2	1
Australian Heritage Council	\$79,760		\$35,900		1
Australian Heritage Council—Associate Member			\$35,900		1
Australian Institute of Health and Welfare	\$79,760	\$39,880	\$39,880		2
Grains Research and Development Corporation	\$79,760		\$39,880	Table 3B, item 2	1
Independent Parliamentary Expenses Authority	\$79,760		\$39,880		2
Indigenous Business Australia	\$79,760	\$59,820	\$39,880	Table 3B, items 2 and 14	1
Indigenous Land and Sea Corporation	\$79,760	\$59,820	\$39,880	Table 3B, item 2	1
National School Resourcing Board	\$79,760	\$59,820			2
Outback Stores Pty Ltd	\$79,760		\$39,880		2
Prime Minister’s Indigenous Advisory Council	\$79,760		Daily fee		2
Referendum Council, Co- Chair	\$79,760		Daily fee		2
Wine Australia	\$79,760	\$39,880	\$39,880		2
Australian Medical Research Advisory Board	\$71,200	\$53,400			1
Cancer Australia Advisory Council	\$71,200		\$35,600	Table 3B, item 15	2
National Health and Medical	\$71,200				2

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<b>Table 3A—Annual fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Research Council— Australian Health Ethics Committee					
National Health and Medical Research Council—All other Principal Committees	\$71,200				2
National Offshore Petroleum Safety and Environmental Management Authority Board	\$71,200		\$35,600		1
Army and Air Force Canteen Service (AAFCANS)	\$62,660		\$31,330	Table 3B, item 2	2
Australia Council Board	\$62,660	\$47,000	\$34,470	Table 3B, items 3, 22 and 23	1
Australian Sports Drug Medical Advisory Committee	\$62,660		\$26,320		2
Climate Change Authority	\$62,660		\$31,330		2
Fisheries Research and Development Corporation	\$62,660		\$37,600		1
National Capital Authority	\$62,660		\$25,070		1
National Rural Advisory Council	\$62,660		\$34,470		1
Rural Industries Research and Development Corporation	\$62,660		\$37,600	Table 3B, item 3	1
Safe Work Australia	\$62,660				2
Screen Australia	\$62,660	\$47,000	\$34,470	Table 3B, item 3	1
Australian Film Television and Radio School—Council	\$54,130		\$27,070	Table 3B, items 2 and 16	2
Australian Institute of Marine Science Council	\$54,130		\$27,070	Table 3B, item 3	2
Australian War Memorial Council	\$54,130		\$27,070	Table 3B, item 19	2
Cotton Research and Development Corporation	\$54,130		\$27,070		2
National Gallery of Australia Council	\$54,130	\$40,600	\$27,070		2



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<b>Table 3A—Annual fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Radiation Health and Safety Advisory Council	\$54,130				2
Sydney Harbour Federation Trust	\$54,130		\$27,070	Table 3B, item 2	2
Australian National Maritime Museum Council	\$45,570		\$22,790		2
Creative Workplaces Council	\$45,570		\$22,790		2
National Film and Sound Archive	\$45,570	\$22,790	\$22,790		2
National Library of Australia Council	\$45,570	\$34,180	\$22,790		2
National Museum of Australia Council	\$45,570		\$22,790		2
National Portrait Gallery of Australia	\$45,570	\$22,790	\$22,790		2
Old Parliament House Board	\$45,570	\$22,790	\$22,790		2
Australian Institute of Health and Welfare—Ethics Committee	\$37,040				2
Australian Statistics Advisory Council	\$37,040			Table 3B, item 4	See Table 3B, item 4
Classification Review Board	\$37,040	Daily fee	Daily fee		2
Defence Strategic Reform Advisory Board	\$37,040		\$25,930		1
Public Lending Right Committee	\$37,040				2
Asbestos Safety and Eradication Council	\$28,510		Daily fee		2
Northern Territory Aboriginal Investment Corporation Grants Committee	\$22,000		\$11,000		2
Northern Territory Aboriginal Investment Corporation Investment Committee	\$22,000		\$11,000		2
Innovation and Science Australia Committee	\$19,960		\$11,980	Table 3B, item 13	2
Northern Territory Aboriginal Investment	\$16,770		\$8,390		2

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**Table 3A—Annual fees**

<b>Column 1</b> <b>Office or authority</b>	<b>Column 2</b> <b>Chair</b>	<b>Column 3</b> <b>Deputy Chair</b>	<b>Column 4</b> <b>Member</b>	<b>Column 5</b> <b>Special provisions</b>	<b>Column 6</b> <b>Travel tier</b>
Corporation Audit and Risk Committee					
Reserve Bank of Australia	Full-time		\$79,760	Table 3B, item 1	1
Australian Transport Safety Bureau Commission, Commissioner			\$62,660		1
Payments System Board	Full-time		\$62,660		1
Pharmaceutical Benefits Advisory Committee	Full-time		\$56,970	Table 3B, item 17	1
Clean Energy Regulator	Full-time		\$56,960		1
Music Australia Council	Full-time		\$22,790		2

**17 Special provisions for certain offices**

The provisions in column 2 of the following table (**Table 3B**) apply for the purposes of paragraph 16(c).

**Table 3B—Special provisions for certain offices**

<b>Item</b>	<b>Column 1</b> <b>Description</b>	<b>Column 2</b> <b>Special provision</b>
1	Audit fees	A member (other than the Chair or Deputy Chair) who is also appointed to an Audit Committee (however named) is entitled to additional fees as follows: (a) for the Chair of the Audit Committee—\$23,050 per year; (b) for a member of the Audit Committee—\$11,530 per year.
2	Audit fees	A member (other than the Chair or Deputy Chair) who is also appointed to an Audit Committee (however named) is entitled to additional fees as follows: (a) for the Chair of the Audit Committee—\$16,770 per year; (b) for a member of the Audit Committee—\$8,390 per year.
3	Audit fees	A member (other than the Chair or Deputy Chair) who is also appointed to an Audit Committee (however named) is entitled to additional fees as follows: (a) for the Chair of the Audit Committee—\$10,160 per year; (b) for a member of the Audit Committee—\$5,080 per year.
4	Travel tier	The Chair is entitled to tier 1 travel arrangements. Other members or directors are entitled to tier 2 travel arrangements.

**Table 3B—Special provisions for certain offices**

<b>Item</b>	<b>Column 1 Description</b>	<b>Column 2 Special provision</b>
5	Travel tier	The Chair and Deputy Chair are entitled to tier 1 travel arrangements. Other members or directors are entitled to tier 2 travel arrangements.
6	Australia Post	A member (other than the Chair or Deputy Chair) who is also appointed to the People and Sustainability Committee is entitled to additional fees as follows: (a) for the Chair of the People and Sustainability Committee—\$19,640 per year; (b) for a member of the People and Sustainability Committee—\$9,830 per year.
7	Australia Post—Deputy Chair	The Deputy Chair is entitled to additional fees as follows: (a) if the Deputy Chair is also appointed as Chair of the Audit and Risk Committee—\$23,050 per year; (b) if the Deputy Chair is also appointed as a member of the Audit and Risk Committee—\$11,530 per year.
8	ASC Pty Ltd	A member (other than the Chair or Deputy Chair) who is also appointed to the Business Assurance and Security Committee (the BAS Committee) is entitled to additional fees as follows: (a) for the Chair of the BAS Committee—\$16,110 per year; (b) for a member of the BAS Committee—\$8,060 per year.
9	National Disability Insurance Agency	A member (other than the Chair) who is also appointed to the Sustainability Committee is entitled to additional fees as follows: (a) for the Chair of the Sustainability Committee—\$12,550 per year; (b) for a member of the Sustainability Committee (other than Dr Peta Seaton)—\$6,280 per year; (c) for Dr Peta Seaton, while she is a member of the Sustainability Committee—\$3,140 per year.
10	National Disability Insurance Agency	Dr Peta Seaton is to receive, while she occupies the office of member, an annual fee of \$53,349 instead of the amount in column 4 of Table 3A.
11	National Disability Insurance Agency	Dr Denis Napthine is to receive, while he occupies the office of member, an annual fee of \$53,349 instead of the amount in column 4 of Table 3A.
12	Australian Digital Health Agency Board	A member (other than the Chair) who is also appointed to chair a Standing Advisory Committee is entitled to an additional fee of \$10,920 per year.
13	Innovation and Science Australia Board	The Chair and Members of the Innovation and Science Australia Board are to receive remuneration for only one committee.
14	Indigenous Business	A member (other than the Chair or Deputy Chair) who is also

## Section 17

**Table 3B—Special provisions for certain offices**

<b>Item</b>	<b>Column 1 Description</b>	<b>Column 2 Special provision</b>
	Australia	appointed to the Finance, Investment and Products Committee is entitled to additional fees as follows: (a) for the Chair of the Finance, Investment and Products Committee—\$12,550 per year; (b) for a member of the Finance, Investment and Products Committee—\$6,280 per year.
15	Cancer Australia Advisory Council	The Hon Jillian Skinner is to receive an annual member fee of \$34,980 instead of the amount in column 4 of Table 3A.
16	Australian Film Television and Radio School—Council	A member (other than the Chair) who is also appointed Chair of the Academic Board is entitled to an additional fee of \$12,550 per year.
17	Pharmaceutical Benefits Advisory Committee (PBAC)	A member (other than the Chair or Deputy Chair) who is a PBAC Executive sub-committee member is entitled to an additional fee of \$11,040 per year.
18	Commonwealth Scientific and Industrial Research Organisation—committees	A member (other than the Chair) who chairs either of the following committees is entitled to an additional fee of \$12,000 per year: (a) the People and Safety Committee; (b) the Science Excellence Committee.
19	Australian War Memorial Council	During the period beginning on 21 October 2019 and ending on 30 June 2028: (a) the Chair of the Australian War Memorial Council is entitled to an additional fee of \$30,000 per year; and (b) other members of the Australian War Memorial Council are entitled to an additional fee of \$15,000 per year.
20	Aboriginal Hostels Limited	A member (other than the Chair) who is also appointed to the Audit, Risk and Finance Committee or the Asset Management Committee is entitled to additional fees as follows: (a) for the Chair of the Audit, Risk and Finance Committee—\$16,770 per year; (b) for a member of the Audit, Risk and Finance Committee—\$8,390 per year; (c) for the Chair of the Asset Management Committee—\$8,390 per year; (d) for a member of the Asset Management Committee—\$4,200 per year.  A member who is covered by more than one of the above paragraphs receives only the highest additional fee for any of the paragraphs that applies to the member.
21	Australian Rail Track Corporation	While the Hon Katrina Hodgkinson occupies the office of Member she is to receive an annual fee of \$59,900 instead of the amount in column 4 of Table 3A.

**Table 3B—Special provisions for certain offices**

<b>Item</b>	<b>Column 1 Description</b>	<b>Column 2 Special provision</b>
22	Australia Council Board	The Hon Don Harwin is to receive, while he occupies the office of member, an annual fee of \$34,406 instead of the amount in column 4 of Table 3A.
23	Australia Council Board	Despite item 3 of this table, the Hon Don Harwin is to receive, while he is a member of the Audit Committee (however named) of the Australia Council Board, a fee of \$2,543 per year.

## Part 4—Daily fees

### 18 Simplified outline of this Part

This Part applies to office holders who receive a daily fee. It sets out the conditions that must be met for payment of fees, including certification of hours and minimum claim and maximum payment arrangements. Table 4A identifies the following:

- the individual public offices remunerated by daily fees;
- the fees payable to Chairs, Deputy Chairs and Members (where applicable);
- any additional provisions or conditions that apply to the office;
- the travel tier for the office.

This Part also applies to office holders whose daily fees are set out in Table 2A.

### 19 Application of this Part

This Part applies to:

- (a) office holders whose daily fees are set out in Table 2A; and
- (b) office holders whose daily fees are set out in Table 4A.

### 20 Payment of daily fees

- (1) The daily fees set out in Tables 2A and 4A are payable in accordance with this Part.

Note 1: If a person undertakes activities for which the person receives an annual fee under this instrument, the person is not entitled to a daily fee for those activities.

Note 2: If a person undertakes activities for which the person does not receive an annual fee under this instrument, the person is entitled to only one daily fee under this instrument for those activities.

#### *Certification of time*

- (2) For an office holder other than the Chair, daily fees may only be paid after the Chair certifies the total time claimed by the office holder, including any official travel time.
- (3) However, if the Chair is absent from a meeting, the office holder's daily fees which relate to that meeting may only be paid after the nominated presiding officer for the meeting certifies the total time claimed by the office holder for the day or days to which those fees relate.

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- (4) For the Chair, daily fees may only be paid after the total time claimed by the Chair is certified in accordance with the terms set out in the Chair's appointment or under governance arrangements approved by the responsible portfolio minister or employing authority.

*Maximum payment*

- (5) The maximum payable for any one day is one daily fee.

*Minimum claim*

- (6) Unless the employing authority determines otherwise, the minimum amount that may be claimed for payment at any one time is one daily fee.

**21 Calculation of daily fees***Meeting days*

- (1) The amount of a daily fee paid to an office holder for a meeting day is:
- (a) if the office holder's qualifying meeting day time is less than 2 hours—40% of the daily fee; or
  - (b) if the office holder's qualifying meeting day time is at least 2 hours and less than 3 hours—60% of the daily fee; or
  - (c) otherwise—100% of the daily fee.
- (2) For the purposes of subsection (1), **qualifying meeting day time** is time that an office holder spends on a meeting day:
- (a) attending a formal meeting; or
  - (b) on authority business; or
  - (c) on official travel time.

*Non-meeting days*

- (3) The amount of a daily fee paid to an office holder for a non-meeting day is 20% of the daily fee set out in Table 4A for each hour, to a maximum of 5 hours per day, that the office holder spends:
- (a) on authority business; or
  - (b) on official travel time.

Note: Normal preparation time must not be taken into account in working out fees under this section (see paragraph (c) of the definition of **authority business** in section 8).

**22 Daily fees**

The following table (**Table 4A**) sets out, for each office or authority in column 1:

- (a) if column 1 specifies an office—the daily fee for the office holder; and
- (b) if column 1 specifies an authority—the daily fee for each of the following office holders in relation to the authority:
  - (i) the Chair;

**Part 4** Daily fees

**Section 22**

- (ii) a Deputy Chair;
- (iii) a member other than the Chair or a Deputy Chair; and
- (c) the special provisions (if any) of this instrument that apply to the office holder or office holders; and
- (d) the travel tier that applies to the office holder or office holders for the purposes of the official travel determination.

Note: Some offices or authorities specified in column 1 have office holders who receive annual fees under Part 3 or annual meeting fees under Part 5, who are not covered by this instrument because they hold office on a full-time basis, or who do not receive fees.

**Table 4A—Daily fees**

<b>Column 1</b> <b>Office or authority</b>	<b>Column 2</b> <b>Chair</b>	<b>Column 3</b> <b>Deputy</b> <b>Chair</b>	<b>Column 4</b> <b>Member</b>	<b>Column 5</b> <b>Special</b> <b>provisions</b>	<b>Column 6</b> <b>Travel</b> <b>tier</b>
Inspector of the National Anti-Corruption Commission	\$3,000				1
Companies Auditors Disciplinary Board	\$1,541	\$1,387	\$1,233		1
Independent Reviewer appointed under the Food and Grocery Code of Conduct	\$1,541				1
Professional Services Review—Committees	\$1,541		\$1,388		1
Professional Services Review—Determining Authority	See Part 6		\$1,388	Table 4B, item 1	1
Financial Services and Credit Panel			\$1,233		1
Australian Medical Research Advisory Board			\$1,096		1
Inspector-General of Biosecurity	\$1,370			Table 4B, item 2	2
Inspector-General of Live Animal Exports	\$1,370			Table 4B, item 18	2
Specialist Medical Review Council—Convenor or Councillor	\$1,370		\$1,096	Table 4B, item 3	1
Administrative Review Council	\$1,199		\$960		1
Advisory Committee on the Environmental Management of Industrial Chemicals	\$1,199		\$901		2



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<b>Table 4A—Daily fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Australian Institute of Aboriginal and Torres Strait Islander Studies (AIATSIS)	\$1,199		\$901		2
Australian Organ and Tissue Donation and Transplantation Authority—Vigilance and Surveillance Expert Advisory Committee	\$1,199		\$901		1
Defence Honours and Awards Appeals Tribunal	\$1,199		\$901		2
Emissions Reduction Assurance Committee	\$1,199		\$901		2
Family Law Council	\$1,199		\$960		1
Gene Technology Ethics and Community Consultative Committee	\$1,199		\$901	Table 4B, item 4	1
Gene Technology Technical Advisory Committee	\$1,199		\$901	Table 4B, item 4	1
Innovation and Science Australia Committee—Non-Board Member	\$1,199		\$1,199		2
National Disability Insurance Agency—Advisory Council	\$1,199		\$901		2
National Mental Health Commission (Chair or Commissioner)	\$1,199		\$901		2
National Transport Commission	\$1,199		\$1,080		1
Repatriation Medical Authority	\$1,199		\$1,080	Table 4B, item 5	1
Scientific Advisory Group (Biosecurity)	\$1,199		\$1,080		2
Seafarers Safety, Rehabilitation and Compensation Authority	\$1,199	\$1,104			1
Specified professional committees (see Table 4C)	\$1,199		\$901		1
Tertiary Education Quality and Standards Agency—Chief Commissioner and Commissioners	\$1,199		\$901		2

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<b>Table 4A—Daily fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Threatened Species Scientific Committee	\$1,199		\$800		1
Trans-Tasman IP Attorneys Board	\$1,199		\$901		2
Trans-Tasman IP Attorneys Disciplinary Tribunal	\$1,199		\$901		2
Tuition Protection Service Advisory Board	\$1,199		\$600		2
Aged Care Quality and Safety Advisory Council	\$1,028		\$823		2
Ambassador for Women and Girls	\$1,028				2
Creative Australia—Sector Strategy Panels	\$1,028		\$823		2
Australian Community Pharmacy Authority	\$1,028		\$823		2
Australian Organ and Tissue Donation and Transplantation Authority Advisory Board	\$1,028	\$823	\$823		2
Commission for International Agricultural Research	\$1,028		\$771		2
Disability Standards Review Panel	\$1,028		\$514		2
Fisheries Research and Development Corporation Selection Committees	\$1,028				1
Fuel Standards Consultative Committee	\$1,028		\$686		2
Indigenous Advisory Committee established by the <i>Environment Protection and Biodiversity Conservation Act 1999</i>	\$1,028		\$686		2
Land Sector Carbon and Biodiversity Board	\$1,028		\$926		2
Ministerial Council on Asylum Seekers and Detention	\$1,028		\$926		2
National Blood Authority	\$1,028		\$771		1
National Data Advisory Council	\$1,028		\$823		2

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<b>Table 4A—Daily fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
National Faster Rail Agency—Expert Panel	\$1,028		\$823		2
National Vocational Education and Training Regulator Advisory Council	\$1,028		\$823		2
National Soils Advocate	\$1,028			Table 4B, item 19	2
Regional Telecommunications Independent Review Committee	\$1,028		\$823		2
Selection Committees for Research and Development Corporations	\$1,028			Table 4B, item 6	1
Special Envoy for Human Rights	\$1,028				2
Sport Integrity Australia Advisory Council	\$1,028		\$823		2
Wine Australia Selection Committee	\$1,028				2
Veterans' Review Board (Senior Member or Member)	\$976		\$836		2
Australian Strategic Policy Institute	\$915		\$732		2
Future Drought Fund Consultative Committee	\$915		\$823		2
Geographical Indications Committee	\$915		\$823		2
Prime Ministerial Advisory Council on Veterans' Mental Health	\$915		No Fee		2
ABC Advisory Council	\$800		\$720		2
Coal Mining Industry (Long Service Leave Funding) Corporation	\$800	\$600	\$600		2
Committees of Research and Development Corporations	\$800		\$720	Table 4B, item 7	2
Editorial Advisory Board	\$800			Table 4B, item 8	2
Higher Education Standards Panel	\$800		\$720		2

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<b>Table 4A—Daily fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Management Advisory Committees, Australian Fisheries Management Authority	\$800		\$600		2
National Archives of Australia Advisory Council	\$800		\$720		2
National Customs Brokers Licensing Advisory Committee	\$800		\$720		2
Religious Advisory Committee to the Services	\$800		\$800		2
Statutory Fishing Rights Allocation Review Panel	\$800		\$720		2
APS Reconsideration Committee	\$687		\$619		2
Booderee Board of Management	\$687		\$516		2
CSIRO Advisory Committees	\$687		\$516		2
Defence Force Case Assessment Panel	\$687		\$619		2
Kakadu Board of Management	\$687		\$516		2
Land Sector Carbon and Biodiversity Board—Committees	\$687		\$516		2
Military Superannuation and Benefits Scheme Reconsideration Committee	\$687		\$619		2
National Health and Medical Research Council—Commissioner of Complaints	\$687				2
Uluru-Kata Tjuta Board of Management	\$687		\$516		2
Defence Families of Australia—Defence Family Advocate	\$572				3
Defence Families of Australia—National Communications Officer			\$431		3

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<b>Table 4A—Daily fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Defence Families of Australia—National Delegates			\$431		3
Defence Families of Australia—National Policy Officer			\$431		3
Ministerial Advisory Committee on Blood Borne Viruses and Sexually Transmissible Infections	\$572		\$431	Table 4B, item 9	2
Examiner, Australian Criminal Intelligence Commission			\$1,541	Table 4B, item 10	1
Australian Energy Regulator			\$1,314		1
Registration and Disciplinary Committees (Bankruptcy Practitioners)			\$1,233		1
Registration and Disciplinary Committees (Corporate Insolvency Practitioners)			\$1,233		1
Australian Communications and Media Authority—Associate Member			\$1,141		1
Australian Competition and Consumer Commission—Associate Member			\$1,141	Table 4B, item 11	1
Australian Curriculum Assessment and Reporting Authority	Annual fee	Annual fee	\$1,141		2
Australian Institute for Teaching and School Leadership Ltd	Annual fee	Annual fee	\$1,141		2
Fair Work Commission Expert Panel Member			\$1,141	Table 4B, item 12	1
National Science and Technology Council			\$1,141		1
Tax Practitioners Board—Member			\$1,141		2
Auditing and Assurance Standards Board			\$1,096		1

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<b>Table 4A—Daily fees</b>					
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>	<b>Column 6</b>
<b>Office or authority</b>	<b>Chair</b>	<b>Deputy Chair</b>	<b>Member</b>	<b>Special provisions</b>	<b>Travel tier</b>
Australian Accounting Standards Board			\$1,096		1
Financial Reporting Council	Annual fee		\$1,096		1
Classification Review Board	Annual fee	\$1,001	\$971	Table 4B, item 13	2
Defence Force Advocate			\$971	Table 4B, items 14 and 15	1
Defence Force Remuneration Tribunal			\$971		1
Pharmaceutical Benefits Remuneration Tribunal			\$971		1
Productivity Commission Associate Commissioner			\$971		1
Australian Sports Drug Medical Advisory Committee—Review Members			\$901		2
Australian Technical Advisory Group on Immunisation	Annual meeting fee		\$901		1
Climate Change Authority Associate Member			\$901		2
Australian Digital Health Agency—Standing Advisory Committees	Annual fee		\$856		2
Australian National Maritime Museum—Committee (non-Board member)			\$856		2
Tax Practitioners Board—Committee Member	Annual fee		\$856		2
National School Resourcing Board	Annual fee	Annual fee	\$823		2
Prime Minister’s Indigenous Advisory Council	Annual fee		\$823		2
Referendum Council	Annual fee		\$823		2
Australian Institute of Health and Welfare, Ethics Committee	Annual fee		\$823		2

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<b>Column 1</b> <b>Office or authority</b>	<b>Column 2</b> <b>Chair</b>	<b>Column 3</b> <b>Deputy Chair</b>	<b>Column 4</b> <b>Member</b>	<b>Column 5</b> <b>Special provisions</b>	<b>Column 6</b> <b>Travel tier</b>
National Rural Advisory Council—Specialist Committees			\$743		2
Asbestos Safety and Eradication Council	Annual fee		\$687		2
Torres Strait Regional Authority		\$696	\$516	Table 4B, item 16	2
Torres Strait Regional Authority Member Advisory Committees			\$516		2
Australian Bravery Decorations Council	No fee		No fee		1
Council for the Order of Australia	No fee		No fee		1
Military Rehabilitation and Compensation Commission	No fee		No fee	Table 4B, item 17	2
National Emergency Medal Committee	No fee		No fee		1

### 23 Special provisions for certain offices

The provisions in column 2 of the following table (*Table 4B*) apply for the purposes of paragraph 22(c).

<b>Item</b>	<b>Column 1</b> <b>Office</b>	<b>Column 2</b> <b>Special provision</b>
1	Professional Services Review—Determining Authority	The following are to be paid in accordance with Part 6 instead of this Part: (a) the Chair; (b) the non-practitioner member mentioned in paragraph 106ZPA(1)(b) of the <i>Health Insurance Act 1973</i> ; (c) the member appointed, as mentioned in paragraph 106ZPA(1)(c) of that Act, as a medical practitioner (within the meaning of that Act). To avoid doubt, this does not include a member who is a medical practitioner but whose appointment relates to another kind of practitioner (within the meaning of Part VAA of that Act).

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**Table 4B—Special provisions for certain offices**

<b>Item</b>	<b>Column 1 Office</b>	<b>Column 2 Special provision</b>
2	Inspector-General of Biosecurity	The daily fee is capped at 175 days per year.
3	Specialist Medical Review Council	In addition to the relevant daily fee, the Convenor is to receive a retainer of \$30,320 per year. A councillor who is appointed as a presiding councillor under subsection 196ZK(3) of the <i>Veterans' Entitlements Act 1986</i> is to receive a retainer of \$20,460 per year in addition to the relevant daily fee.
4	Gene Technology Committees	An Expert Advisor appointed to either the Gene Technology Technical Advisory Committee or the Gene Technology Ethics and Community Consultative Committee is to receive \$901 per day and is entitled to Tier 1 Travel.
5	Repatriation Medical Authority	In addition to the relevant daily fee, retainers of \$60,540 per year for the Chair and \$40,370 per year for Members are payable.
6	Selection Committees for Research and Development Corporations	This entry refers to Selection Committees established under Part 4 of the <i>Primary Industries Research and Development Act 1989</i> .
7	Committees of Research and Development Corporations	This entry refers to committees established under Part 2 of the <i>Primary Industries Research and Development Act 1989</i> .
8	Editorial Advisory Board	Subject to a minimum payment of \$3,518 per year.
9	Ministerial Advisory Committee on Blood Borne Viruses and Sexually Transmissible Infections (MACBBVSTI)	Members appointed as organisational representatives, such as Federal Parliamentarians and State or Territory officials, do not receive the travel allowance determined for MACBBVSTI Members if they have an entitlement to travel allowance from a different source.
10	Examiner, Australian Criminal Intelligence Commission	The maximum amount an Examiner who is paid by way of daily fees can be paid in one year is \$254,140.
11	Australian Competition and Consumer Commission—Associate Member (Agriculture)	The office holder is to receive an annual fee of \$274,370 while working the equivalent of 3 days per week, in accordance with Part 3, instead of the amount in column 4 of Table 4A.
12	Fair Work Commission—Expert Panel Member	Fees for all official business are to be calculated in accordance with subsection 21(3). Subsection 21(1) does not apply.
13	Classification Review Board	When the Deputy Convenor acts as Convenor, the Deputy Convenor is entitled to the remuneration and other conditions determined for the Convenor.
14	Defence Force Advocate	The daily fee specified in Table 4A is payable when the Advocate undertakes tasks that do not require the advocacy and legal advice skills of a Senior Counsel. Fees payable for advocacy and legal advice that the Department certifies as within the Advocate's functions under section 58T of the



## Section 24

**Table 4B—Special provisions for certain offices**

Item	Column 1 Office	Column 2 Special provision
		<i>Defence Act 1903</i> , and requiring the skills of a Senior Counsel or a King's Counsel, is to be at the rate of \$3,500 per day.
15	Defence Force Advocate	Section 21 does not apply. Daily fees (including daily fees affected by item 14 of this table) are to be calculated pro rata on the basis of a 6-hour working day.
16	Torres Strait Regional Authority	Section 21 does not apply. Office holders are to be paid in accordance with the following conditions: <ul style="list-style-type: none"> <li>(a) for formal meetings or authority business aggregating 6 hours or more on any one day—100% of the daily fee;</li> <li>(b) for formal meetings or authority business aggregating 3 hours or more but less than 6 hours on any one day—60% of the daily fee;</li> <li>(c) for formal meetings or authority business aggregating less than 3 hours on any one day—40% of the daily fee.</li> </ul> When working out an aggregate mentioned in paragraph (a), (b) or (c) for a day that falls within the 12-month period beginning when the <i>Remuneration Tribunal Amendment Determination (No. 2) 2023</i> commences, official travel that occurs on that day is to be included in the aggregate (even if no formal meetings or authority business take place on that day).
17	Military Rehabilitation and Compensation Commission	Where a member has an entitlement to Tier 1 travel by virtue of a full-time appointment, that entitlement also applies to this office.
18	Inspector-General of Live Animal Exports	The daily fee is capped at 120 days per year.
19	National Soils Advocate	The daily fee is capped at 100 days per year.

**24 Specified professional committees**

The following table (*Table 4C*) sets out the *specified professional committees*.

**Table 4C—Specified professional committees**

Item	Professional committee
1	Advisory Committee on Biologicals
2	Advisory Committee on Chemicals Scheduling
3	Advisory Committee on Complementary Medicines
4	Advisory Committee on Medical Devices
5	Advisory Committee on Medicines
6	Advisory Committee on Medicines Scheduling

Part 4 Daily fees

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**Table 4C—Specified professional committees**

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<b>Item</b>	<b>Professional committee</b>
7	Advisory Committee on Vaccines
8	Australian Commission on Safety and Quality in Health Care—Expert Committees
9	Independent Hospital Pricing Authority Clinical Advisory Committee
10	Medicare Participation Review Committees
11	National Pathology Accreditation Advisory Council
12	Pharmaceutical Services Federal Committee of Inquiry

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## Part 5—Annual meeting fees and additional daily fees

### 25 Simplified outline of this Part

This Part applies to office holders who receive an annual meeting fee and additional daily fee. The annual meeting fee compensates for formal meetings of the authority with the additional daily fee payable for authority business unrelated to the formal meetings.

This Part sets out the conditions that must be met for payment of both the annual meeting fee and the additional daily fee, including certification of hours and minimum claim and maximum payment arrangements. Table 5A identifies the following:

- the individual public offices remunerated by annual meeting and additional daily fees;
- the fees payable to Chairs and Members (where applicable);
- any additional provisions or conditions that apply to the office, including any caps that apply to the additional daily fee;
- the travel tier for the office.

### 26 Application of this Part

This Part applies to office holders whose annual meeting fees and additional daily fees are set out in Table 5A.

### 27 Payment of annual meeting fees

- (1) The annual meeting fees set out in Table 5A are payable on a periodic basis throughout each year. Part years are paid on a proportionate basis. The annual meeting fee covers the following:
  - (a) attendance at all formal meetings of the authority (regardless of their duration);
  - (b) any preparation time for the formal meetings;
  - (c) any official travel time associated with the formal meetings.

#### *Reduction for lengthy absence*

- (2) The annual meeting fee is proportionally reduced where an office holder is unavailable to attend meetings of the authority for a period of more than 3 months, except to the extent that a reduction would be inconsistent with the terms of the office holder's appointment.

## Section 28

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### 28 Payment of additional daily fees

- (1) The additional daily fees set out in Table 5A are payable for time spent on authority business in accordance with this Part and as calculated under section 30.

Note 1: If a person undertakes activities for which the person receives an annual fee under this instrument, the person is not entitled to a daily fee for those activities.

Note 2: If a person undertakes activities for which the person does not receive an annual fee under this instrument, the person is entitled to only one daily fee under this instrument for those activities.

#### *Certification of time*

- (2) For an office holder other than the Chair, additional daily fees may only be paid after the Chair certifies the total time claimed by the office holder, including any official travel time that is not associated with a formal meeting.
- (3) For the Chair, additional daily fees may only be paid after the total time claimed by the Chair is certified in accordance with the terms set out in the Chair's appointment or under governance arrangements approved by the responsible portfolio minister or employing authority.

#### *Maximum payment*

- (4) The maximum payable for any one day is one additional daily fee.

#### *Minimum claim*

- (5) Unless the employing authority determines otherwise, the minimum amount that may be claimed for payment at any one time is one additional daily fee.

#### *Annual cap*

- (6) If Table 5A sets out a cap on additional daily fees for an office holder, additional daily fees are not payable to the office holder once their aggregate additional daily fee earnings during that financial year reach the cap.

### 29 Authority business—exclusion

For the purposes of this Part, time spent on the following is not to be treated as time spent on authority business:

- (a) all preparation for a formal meeting, even where it is considered excessive to normal preparation time;
- (b) any official travel time associated with a formal meeting regardless of when the travel occurs.

**30 Calculation of additional daily fees**

- (1) The amount of an additional daily fee paid to an office holder for a day is 20% of the additional daily fee set out in Table 5A for each hour, to a maximum of 5 hours per day, that the office holder spends:
- on authority business; or
  - on official travel time that is not associated with a formal meeting.
- (2) For the purposes of subsection (1), disregard any period of time of less than one hour that the office holder spends as mentioned in paragraph (1)(a) or (b).

**31 Annual meeting fees and additional daily fees**

The following table (*Table 5A*) sets out, for each office holder in column 1:

- the annual meeting fee for the office holder; and
- the additional daily fee for the office holder; and
- the annual cap on additional daily fees for the office holder (if applicable); and
- the special provisions (if any) of this instrument that apply to the office holder; and
- the travel tier that applies to the office holder for the purposes of the official travel determination.

**Table 5A—Annual meeting fees and additional daily fees**

<b>Column 1</b> <b>Office holder</b>	<b>Column 2</b> <b>Annual meeting fee</b>	<b>Column 3</b> <b>Additional daily fee</b>	<b>Column 4</b> <b>Annual cap on additional daily fees</b>	<b>Column 5</b> <b>Special provisions</b>	<b>Column 6</b> <b>Travel tier</b>
Independent Expert Scientific Committee on Coal Seam Gas and Large Coal Mining Development—Chair	\$88,290	\$1,199	\$23,960		1
Independent Expert Scientific Committee on Coal Seam Gas and Large Coal Mining Development—Member	\$58,880	\$901	\$17,980		1
Australian Technical Advisory Group on Immunisation—Chair	\$71,200	\$901		Table 5B, item 1	1
National Competition Council—President	\$37,040	\$1,199		Table 5B, item 2	1
National Competition Council—other councillor	\$18,520	\$901		Table 5B, item 2	1

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**32 Special provisions for certain offices**

The provisions in column 2 of the following table (*Table 5B*) apply for the purposes of paragraph 31(d).

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**Table 5B—Special provisions for certain offices**

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<b>Item</b>	<b>Column 1 Description</b>	<b>Column 2 Special provision</b>
1	Australian Technical Advisory Group on Immunisation	A Co-Chair in any Co-Chair arrangement for the Group is to receive: (a) an annual meeting fee of \$35,600; and (b) an additional daily fee of \$901.
2	National Competition Council	The annual fee applies to all Council work including governance, meeting preparation and consideration of applications at and prior to scheduled meetings. The additional daily fee applies only to consideration of applications that are not able to be covered in the scheduled meetings due to statutory timeframes.

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## Part 6—Base fees and meeting fees

### 33 Simplified outline of this Part

This Part applies to office holders who receive a combination of a base (annual) fee and a (daily) meeting fee. The base fee compensates for a wide range of work undertaken by the office holder as set out in this Part. The meeting fee component applies only to full day formal meetings of the authority and is payable in accordance with the provisions set out in this Part. Table 6A identifies the following:

- the individual public offices remunerated by base fees and meeting fees;
- the fees payable to Chairs and Members (where applicable);
- any additional provisions or conditions that apply to the office;
- the travel tier for the office.

### 34 Application of this Part

This Part applies to office holders whose base fees and meeting fees are set out in Table 6A.

### 35 Payment of base fees

- (1) The base fees set out in Table 6A are annual fees payable on a periodic basis throughout each year. Part years are paid on a proportionate basis. The base fee covers all activities undertaken by an office holder in performing the duties of their office, including the following:
  - (a) part day meetings (involving less than 5 hours including official travel time);
  - (b) preparation for a formal meeting;
  - (c) sub-committee work;
  - (d) formal dinners;
  - (e) teleconferences;
  - (f) representational activities;
  - (g) other authority business.

#### *Reduction for lengthy absence*

- (2) The base fee is proportionally reduced where an office holder is unavailable to attend meetings of the authority for a period of more than 3 months, except to the

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extent that a reduction would be inconsistent with the terms of the office holder's appointment.

### 36 Payment of meeting fees

- (1) The meeting fees set out in Table 6A are payable in accordance with this Part.
- (2) Meeting fees are payable only where the total time spent on a formal meeting of the authority, combined with official travel time associated with the meeting, is 5 hours or more on the same day. Part days do not accrue.

#### *Certification of time*

- (3) For an office holder other than the Chair, meeting fees may only be paid after the Chair certifies the total time claimed by the office holder, including any official travel time.
- (4) However, if the Chair is absent from a meeting, the office holder's meeting fees which relate to the meeting may only be paid after the nominated presiding officer for the meeting certifies the total time claimed by the office holder for the day or days to which those fees relate.
- (5) For the Chair, meeting fees may only be paid after the total time claimed by the Chair is certified in accordance with the terms set out in the Chair's appointment or under governance arrangements approved by the responsible portfolio minister or authority.

### 37 Base fees and meeting fees

The following table (*Table 6A*) sets out, for each office holder in column 1:

- (a) the base fee for the office holder; and
- (b) the meeting fee for the office holder; and
- (c) the special provisions (if any) of this instrument that apply to the office holder; and
- (d) the travel tier that applies to the office holder for the purposes of the official travel determination.

<b>Column 1 Office</b>	<b>Column 2 Base fee</b>	<b>Column 3 Meeting fee</b>	<b>Column 4 Special provisions</b>	<b>Column 5 Travel tier</b>
Australian Charities and Not-for-profits Commission Advisory Board—Chair	\$37,040	\$1,028		2
Australian Charities and Not-for-profits Commission Advisory Board—Member	\$14,820	\$687		2
Professional Services Review— Determining Authority—Chair	\$29,350	\$1,541		1



**Table 6A—Base fees and meeting fees**

<b>Column 1 Office</b>	<b>Column 2 Base fee</b>	<b>Column 3 Meeting fee</b>	<b>Column 4 Special provisions</b>	<b>Column 5 Travel tier</b>
Professional Services Review— Determining Authority—Member	\$27,250	\$1,388	Table 6B, item 1	1
Australian Reinsurance Pool Corporation— Chair	\$28,510	\$1,199		1
Australian Reinsurance Pool Corporation— Member	\$14,260	\$1,079		1
Takeovers Panel—Chair	\$28,510	\$1,199	Table 6B, item 2	1
Takeovers Panel—Member	\$5,710	\$1,199	Table 6B, item 2	1
Woomera Prohibited Area Advisory Board—Independent Chair	\$14,830	\$1,028		2

### 38 Special provisions for certain offices

The provisions in column 2 of the following table (**Table 6B**) apply for the purposes of paragraph 37(c).

**Table 6B—Special provisions for certain offices**

<b>Item</b>	<b>Column 1 Description</b>	<b>Column 2 Special provision</b>
1	Professional Services Review— Determining Authority—Member	The fees set out in Table 6A apply only to the following: (a) the non-practitioner member mentioned in paragraph 106ZPA(1)(b) of the <i>Health Insurance Act 1973</i> ; (b) the member appointed, as mentioned in paragraph 106ZPA(1)(c) of that Act, as a medical practitioner (within the meaning of that Act). To avoid doubt, this does not include a member who is a medical practitioner but whose appointment relates to another kind of practitioner (within the meaning of Part VAA of that Act). Other members are to be paid in accordance with Part 4.
2	Takeovers Panel	Meeting fees are payable for sitting days of takeover proceedings and for Panel days where the duration of the proceedings is of a minimum of 3 hours. Payment of fees is subject to a maximum of one meeting fee for any one day. For periods of work of less than 3 hours, a fee is payable as follows: (a) less than 2 hours—40% of a meeting fee; (b) 2 hours to less than 3 hours—60% of a meeting fee.

## Part 7—Aboriginal Land Councils fees

### 39 Simplified outline of this Part

This Part applies to office holders of the Aboriginal Land Councils. Councillors may receive a daily fee. This Part sets out the conditions that must be met for payment of fees, including certification of hours and minimum claim and maximum payment arrangements. Table 7B sets out:

- the individual office holders who receive daily fees; and
- the fees payable to Chairs, Deputy Chairs (where applicable), Councillors and Committee Members who receive daily fees.

### 40 Application of this Part

This Part applies to office holders whose daily fees are set out in Table 7B.

### 41 Payment of daily fees

- (1) The daily fees set out in Table 7B are payable in accordance with this Part.

Note 1: If a person undertakes activities for which the person receives an annual fee under this instrument, the person is not entitled to a daily fee for those activities.

Note 2: If a person undertakes activities for which the person does not receive an annual fee under this instrument, the person is entitled to only one daily fee under this instrument for those activities.

#### *Certification of time*

- (2) For an office holder other than the Chair, daily fees may only be paid after the Chair certifies the total time claimed by the office holder, including any official travel time.
- (3) However, if the Chair is absent from a meeting, the office holder's daily fees which relate to that meeting may only be paid after the nominated presiding officer for the meeting certifies the total time claimed by the office holder for the day or days to which those fees relate.
- (4) For the Chair, daily fees may only be paid after the total time claimed by the Chair is certified in accordance with the terms set out in the Chair's appointment or under governance arrangements approved by the responsible portfolio minister or employing authority.

#### *Maximum payment*

- (5) The maximum payable for any one day is one daily fee.

*Minimum claim*

- (6) Unless the employing authority determines otherwise, the minimum amount that may be claimed for payment at any one time is one daily fee.

**42 Calculation of daily fees***Meeting days*

- (1) The amount of a daily fee paid to an office holder for a meeting day is:
- (a) if the office holder's qualifying meeting day time is less than 2 hours—40% of the daily fee; or
  - (b) if the office holder's qualifying meeting day time is at least 2 hours and less than 3 hours—60% of the daily fee; or
  - (c) otherwise—100% of the daily fee.
- (2) For the purposes of subsection (1), **qualifying meeting day time** is time that an office holder spends on a meeting day:
- (a) attending a formal meeting; or
  - (b) on authority business; or
  - (c) on official travel time.

*Non-meeting days*

- (3) The amount of a daily fee paid to an office holder for a non-meeting day is 20% of the daily fee set out in Table 7B for each hour, to a maximum of 5 hours per day, that the office holder spends:
- (a) on authority business; or
  - (b) on official travel time.

Note: Normal preparation time must not be taken into account in working out fees under this section (see paragraph (c) of the definition of **authority business** in section 8).

**43 Travel tier**

For the purposes of the official travel determination, travel tier 2 applies to an office holder.

**44 Daily fees**

The following table (**Table 7B**) sets out, for each office holder in column 1, the daily fee for the office holder when the office holder is engaged in the activity in column 2.

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<b>Table 7B—Daily fees for holders of public offices in Aboriginal Land Councils</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Office</b>	<b>Activity</b>	<b>Daily fee</b>
Northern Land Council—Chair	If engaged part-time on the functions and duties of the office	\$800
Northern Land Council—Member	If engaged on general Council business	\$344
Northern Land Council—Member	If engaged on business of the executive	\$520
Central Land Council—Chair	If engaged part-time on the functions and duties of the office	\$800
Central Land Council—Member	If engaged on general Council business	\$344
Central Land Council—Member	If engaged on business of the executive	\$520
Anindilyakwa Land Council—Chair	If engaged part-time on the functions and duties of the office	\$687
Anindilyakwa Land Council—Member	If engaged part-time on the functions and duties of the office	\$344
Tiwi Land Council—Deputy Chair	If engaged part-time on the functions and duties of the office	\$344
Tiwi Land Council—Member	If engaged part-time on the functions and duties of the office	\$344
Tiwi Land Council Management Committee—Deputy Chair	If engaged on business of the Management Committee	\$520
Tiwi Land Council Management Committee—Member	If engaged on business of the Management Committee	\$520

## Part 8—Application and transitional provisions

### 45 Simplified outline of this Part

This Part contains application and transitional provisions, which provide for how and when amendments of this instrument apply.

### 46 Application and transitional provisions

The following table (*Table 8A*) sets out application and transitional provisions for the provisions in column 1.

<b>Table 8A—Application and transitional provisions</b>		
<b>Item</b>	<b>Column 1 Provision</b>	<b>Column 2 Application and transitional provisions</b>
1	Table 3A, item dealing with Medical Devices and Human Tissue Advisory Committee	This item, as inserted by the <i>Remuneration Tribunal Amendment Determination (No. 4) 2023</i> , applies on and after 1 July 2023.
2	Table 3A, item dealing with National Intermodal Corporation Limited	This item, as inserted by the <i>Remuneration Tribunal Amendment Determination (No. 5) 2023</i> (including the repeal of the item of Table 3A previously dealing with the National Intermodal Corporation Limited), applies on and after 1 July 2023.

## **Schedule 1—Repeals**

### ***Remuneration Tribunal (Remuneration and Allowances for Holders of Part-time Public Office) Determination 2022***

#### **1 The whole of the instrument**

Repeal the instrument.

## Endnotes

### Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

### Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

### Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

### Editorial changes

The *Legislation Act 2003* authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

### Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe how an amendment is to be made. If, despite the misdescription, the amendment can be given effect as intended, then the misdescribed amendment can be incorporated through an editorial change made under section 15V of the *Legislation Act 2003*.

If a misdescribed amendment cannot be given effect as intended, the amendment is not incorporated and “(md not incorp)” is added to the amendment history.

## Endnotes

### Endnote 2—Abbreviation key

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#### Endnote 2—Abbreviation key

ad = added or inserted	o = order(s)
am = amended	Ord = Ordinance
amdt = amendment	orig = original
c = clause(s)	par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
C[x] = Compilation No. x	pres = present
Ch = Chapter(s)	prev = previous
def = definition(s)	(prev...) = previously
Dict = Dictionary	Pt = Part(s)
disallowed = disallowed by Parliament	r = regulation(s)/rule(s)
Div = Division(s)	reloc = relocated
ed = editorial change	renum = renumbered
exp = expires/expired or ceases/ceased to have effect	rep = repealed
F = Federal Register of Legislation	rs = repealed and substituted
gaz = gazette	s = section(s)/subsection(s)
LA = <i>Legislation Act 2003</i>	Sch = Schedule(s)
LIA = <i>Legislative Instruments Act 2003</i>	Sdiv = Subdivision(s)
(md) = misdescribed amendment can be given effect	SLI = Select Legislative Instrument
(md not incorp) = misdescribed amendment cannot be given effect	SR = Statutory Rules
mod = modified/modification	Sub-Ch = Sub-Chapter(s)
No. = Number(s)	SubPt = Subpart(s)
	<u>underlining</u> = whole or part not commenced or to be commenced



## Endnote 3—Legislation history

**Endnote 3—Legislation history**

<b>Name</b>	<b>Registration</b>	<b>Commencement</b>	<b>Application, saving and transitional provisions</b>
Remuneration Tribunal (Remuneration and Allowances for Holders of Part-time Public Office) Determination (No. 1) 2023	9 June 2023 (F2023L00754)	10 June 2023 (s 2(1) item 1)	
Remuneration Tribunal Amendment Determination (No. 4) 2023	13 July 2023 (F2023L01007)	Sch 1 (items 9–15): 14 July 2023 (s 2(1) item 1)	—
Remuneration Tribunal Amendment Determination (No. 5) 2023	15 Aug 2023 (F2023L01083)	Sch 1 (item 3): <u>27 Aug 2023</u> (s 2(1) item 2) Sch 1 (items 4–12): 24 Aug 2023 (s 2(1) item 3) Sch 1 (items 13–15): 16 Aug 2023 (s 2(1) item 4)	—

## Endnotes

### Endnote 4—Amendment history

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### Endnote 4—Amendment history

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<b>Provision affected</b>	<b>How affected</b>
<b>Part 1</b>	
s 2 .....	rep <a href="#">LA s 48D</a>
s 6 .....	rep <a href="#">LA s 48C</a>
s 7 .....	am F2023L01007
s 8 .....	am F2023L01007; <a href="#">F2023L01083</a>
<b>Part 3</b>	
s 16 .....	am F2023L01007; F2023L01083
s 17 .....	am F2023L01083
<b>Part 4</b>	
s 22 .....	am F2023L01083
<b>Part 5</b>	
s 31 .....	am F2023L01007
<b>Part 8</b>	
Part 8 .....	ad F2023L01007
s 45 .....	ad F2023L01007
s 46 .....	ad F2023L01007 am F2023L01083
<b>Schedule 1</b>	
Schedule 1 .....	rep <a href="#">LA s 48C</a>

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