



No. 2 of 2016

DETERMINATION AND REPORT OF THE REMUNERATION TRIBUNAL
CONVEYANCE ALLOWANCE – JUDGES, COURT OFFICERS AND STATUTORY OFFICERS

SCOPE OF DETERMINATION

The Remuneration Tribunal (“the Tribunal”) is given jurisdiction under section 13 of the *Remuneration Act 1990* (“the Act”), to determine the remuneration payable to the judiciary, magistrates and certain other judicial officers. The Tribunal is also given jurisdiction under section 14 of the Act to determine the remuneration payable to holders of certain statutory public offices. The Act defines remuneration as including; salary, allowances, expenses, fees and any other benefit of a pecuniary nature.

This Determination deals with the conveyance allowance payable to Judges, Court Officers and those Statutory Officers whose position comes within the ambit of section 14 of the Act.

A. REPORT

The Tribunal received a request from Supreme Court Judge Graham Dart on 25 August 2015 to obtain an electric motor vehicle not listed in the schedule of Judicial Remuneration Vehicles attached to the current Determination in relation to Conveyance Allowances for Judicial Officers (Determination No. 3 of 2015).

The request for an electric motor vehicle is made on the basis of social responsibility. By inference the social responsibility referred to is based on environmental considerations, including the fuel efficiency of the vehicle. The Tribunal has not previously considered requests on the basis of social responsibility and fuel efficiency. The Tribunal is also mindful that requests made on such basis have not previously been provided for in its Determination in relation to Conveyance Allowance (Determination No. 3 of 2015).

On 10 November 2015 the Tribunal called for submissions in relation to a review of clause 3.2 of Determination No. 3 of 2015, which provides for alternative vehicle requests. There were no further submissions received by the Tribunal.

B. DETERMINATION

Having considered the request, and having regard to Judge Dart’s circumstances, the Tribunal has no objection to the proposal. Consequently, clause 3.2 of Determination No. 3 of 2015 shall be amended as follows:

3.2 *Alternative Vehicle*

“An alternative vehicle may be supplied where appropriate on the basis of environmental sustainability, a medical disability or the family circumstances of a Judge, Court Officer or Statutory Officer, but only where approved by the Remuneration Tribunal. The annual charge for the use of the vehicle will be calculated on the same basis as the calculation made by Fleet SA for annual charges for use of motor vehicles by Executives.”

All other conditions of Determination No. 3 of 2015, as amended from time to time, will continue to apply.

DATE OF OPERATION

This determination will come into operation from 1 January 2016.

Dated this 3rd day of February 2016.



John Lewin
PRESIDENT



Nicola Vincent
MEMBER



Peter Alexander
MEMBER