



No. 1 of 2021

**DETERMINATION OF THE REMUNERATION TRIBUNAL  
BERRI COUNTRY MAGISTRATE HOUSING ALLOWANCE**

**SCOPE**

1. This Determination applies to the Berri Country Resident Magistrate.

**INTERPRETATION**

2. In this Determination, unless the contrary appears:

**“Country Court Location”** means a Magistrates Court at a country locality for which an amount of Country Resident Magistrate Housing Allowance has been designated by this Determination.

**“Magistrate”** means a person who has been appointed as a Magistrate under the *Magistrates Act 1983*.

**“Official Duties”** means activities undertaken by a Magistrate in relation to their duties as a Magistrate.

**“Berri”** means the locality of Berri in South Australia.

**PURPOSE OF ALLOWANCE**

3. The Berri Country Magistrate Accommodation Allowance is provided as a cost neutral alternative to the provision of State funded rental accommodation where a Magistrate is required to perform greater than 50 per cent of their official duties at a Country Court Location.

**ELIGIBILITY CRITERIA**

4. A Magistrate who satisfies the following eligibility criteria shall be eligible for the payment of a Berri Country Resident Magistrate Housing Allowance:
  - 4.1. Is assigned by the Chief Magistrate to the position of Country Resident Magistrate at the Berri Country Court Location; and
  - 4.2. Performs the majority of their official duties (i.e. greater than 50 per cent) at that Country Court Location; and
  - 4.3. Is not provided with any other housing or accommodation entitlement by the State at or in relation to that Country Court Location.

**RATE OF ALLOWANCE**

5. The Berri Country Resident Magistrate Housing Allowance shall be payable at the rate of \$23,464 per annum.

6. The above allowance is payable fortnightly and at a fortnightly rate of the annual amount payable under this Determination.

**OPERATIVE DATE**

7. The operative date of this Determination shall be 27 April 2020.



Matthew O'Callaghan  
**PRESIDENT**



Deborah Black  
**MEMBER**



Peter de Cure  
**MEMBER**

Dated this 3<sup>rd</sup> day of February 2021