



No. 15 of 2021

REPORT OF THE REMUNERATION TRIBUNAL
2020 REVIEW OF ACCOMMODATION AND MEAL ALLOWANCES – JUDGES, COURT
OFFICERS AND STATUTORY OFFICERS

INTRODUCTION AND BACKGROUND

1. Section 13 of the *Remuneration Act 1990* (“the Act”) provides that the Remuneration Tribunal (“the Tribunal”) has jurisdiction to determine the remuneration of members of the judiciary and other offices listed in that section of the Act.
2. Section 14 of the Act provides that the Tribunal has jurisdiction to determine the remuneration, or a specified part of the remuneration, payable in respect of certain offices, if such jurisdiction is conferred upon the Tribunal by any other Act or by the Governor by proclamation.
3. The Act defines remuneration as including; salary, allowances, expenses, fees and any other benefit of a pecuniary nature.
4. This Report deals with the accommodation and meal allowances payable to judicial and other relevant officers.

PROCEDURAL HISTORY

5. Section 10(2) of the Act provides that prior to the making of a Determination, the Tribunal must allow an affected person, or persons of an affected class, a reasonable opportunity to make submissions orally or in writing to the Tribunal.
6. Section 10(4) of the Act provides that the Honourable Premier of South Australia (“the Premier”), as the Minister responsible for the Act may intervene, personally or by counsel or other representative, in proceedings before the Tribunal for the purpose of introducing evidence, or making submissions, on any question relevant to the public interest.
7. On 19 October 2021, the Tribunal wrote to the Judicial Remuneration Coordinating Committee (“JRCC”) and the Magistrates Association of South Australia (“MASA”), notifying of the Tribunal’s intention to review its previous Determination.
8. The Tribunal, by letter dated 19 October 2021, wrote to the Premier, as the Minister responsible for the Act, inviting submissions in relation to this review.
9. The Tribunal, by letters dated 28 October 2021, sent notifications of the review to the Electoral Commissioner, Deputy Electoral Commissioner, the Health and Community Services Complaints Commissioner, and the Auditor-General.
10. In addition, the Tribunal distributed an email notification to the relevant judicial office holders on 19 October 2021. A notification of the review was also placed on the Tribunal’s public website on the same day.

SUBMISSIONS

11. A submission was received by the JRCC. The JRCC submitted that increases in the relevant costs, since December 2019, should be reflected in any increase to the accommodation and meal allowances for judicial officers.
12. No other submissions were received by the Tribunal in relation to this review.

CONCLUSION

13. The Tribunal has considered movements in the costs of the rates of accommodation and meal allowances for applicable throughout the broader public sector since December 2019. Upon consideration of those movements, the Tribunal has decided that the accommodation and meal allowances subject to the accompanying Determination shall be increased by 1.2%.
14. The Tribunal has added the newly created judicial offices established by the *Supreme Court (Court of Appeal) Amendment Act 2019* to the terms of the accompanying Determination.

OPERATIVE DATE

15. The operative date of the accompanying Determination shall be 1 January 2022. That Determination shall remain in force until further determination by the Tribunal.



Matthew O'Callaghan
PRESIDENT



Deborah Black
MEMBER



Peter de Cure
MEMBER

Dated this 14th day of December 2021