

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS  
ATTORNEY-GENERAL'S PORTFOLIO

**Program:** Administrative Appeals Tribunal

**Question No. SBE16/056**

**Senator Macdonald asked the following question at the hearing on 18 October 2016:**

CHAIR: I will take a couple of minutes from Senator Reynold's time. Can you tell me the pay range for permanent members, part-time members and judges who form the tribunal?

Ms Leathem: It is a complicated picture because we have people who have transitioned and who are on different Determinations to some of the members who have been appointed. If I might refer to: Determination 2015/18, which is the judicial and related officers remuneration and allowances; Determination 2015/20, which is remuneration and allowances for holders of part-time public office; and there is also Determination 2015/21, which is remuneration and allowances for holders of full-time public office. Our members, depending on when they were appointed, what division and what category of membership they may be in, determines what their salary rate is or, alternatively, if they are part time, what their daily rate is.

CHAIR: I certainly do not want to know the names and the salaries, but could you give me a range of, say, the lowest and the highest of each of the categories you mentioned?

Ms Leathem: For example, if you look at the annual fees for part-time members there is a table of what they get for one day a week, two days a week, three days a week or four days a week depending on whether they are a deputy president, senior member level, senior member level 2 or a member 1, 2 or 3. I am not sure if you want me to run through all of the different categories or just the highest of them.

CHAIR: Is this publicly available?

Ms Leathem: It is published on the Remuneration Tribunal's website, so it is available. We can certainly make a copy of it.

CHAIR: To save time, can you perhaps make that available to me on notice?

Ms Leathem: Sure.

...

CHAIR: What is the daily rate for part-timers? I assume part-timers continue in their other professions or callings when they are not working on the AAT. Is that correct?

Ms Leathem: There are some part-timers who are pro-rata, so they might work three or four days regularly for the AAT. There are others who are more sessional, so they might only do the work that is allocated to them by the tribunal, depending on what particular case load we might have at any given time. They would be paid a daily rate, as opposed to the pro-rata rates which are set out separately in the remuneration determination.

CHAIR: Okay. I will not waste your time now. If you could let me have those, we can look at them at our leisure.

Ms Leathem: Absolutely.

**The answer to the honourable senator's question is as follows:**

For members who held an appointment to the AAT immediately prior to amalgamation on 1 July 2015 and those that have been appointed since amalgamation, their remuneration is determined by the provisions of Remuneration Tribunal *Determination 2015/18: Judicial and Related Offices – Remuneration and Allowances* (see **Attachment 1**).

For members who held an appointment to the Migration Review Tribunal, Refugee Review Tribunal or Social Security Appeals Tribunal immediately prior to 1 July 2015 and have not been reappointed since then, their remuneration is determined by the provisions of Remuneration Tribunal *Determination 2015/20: Remuneration and Allowances for Holders of Part-Time Public Office Holders* or *Determination 2015/21: Remuneration and Allowances for Holders of Full-Time Public Office Holders* (see **Attachments 2 and 3**).