

NORTHERN TERRITORY OF AUSTRALIA  
*Assembly Members and Statutory Officers (Remuneration and  
Other Entitlements) Act*

STATUTORY BODIES CLASSIFICATION STRUCTURE

I, Sally Gordon Thomas, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, with effect from 1 March 2012:

- (a) under section 9 of the *Assembly Members and Statutory Officers (Remuneration and Other Entitlements) Act* and with reference to section 43 of the *Interpretation Act*, revoke the *Statutory Bodies Classification Structure 2010* made on 9 February 2010; and
- (b) under section 9 of the *Assembly Members and Statutory Officers (Remuneration and Other Entitlements) Act*, make the determination set out in Parts 1 to 3 (including the Schedule), to be called the *Statutory Bodies Classification Structure 2012*.

PART 1 – DEFINITIONS

1 In this Determination:

**Act** means the *Assembly Members and Statutory Officers (Remuneration and Other Entitlements) Act*.

**body** means a statutory body.

**business**, of a body, means any business of the body conducted by a member of the body with the body's prior approval, other than attendance at, or preparation for, a meeting of the body.

**chairperson**, of a body, means the presiding officer of the body (whether called chairperson, chairman or any other name).

**industry member**, of a body, means a member of the body (other than the chairperson) who is engaged in, associated with, or practising in, the business, profession, trade or calling of the body.

**member**, of a body, includes the chairperson of the body.

**normal preparation time**, for a body, means the time that a member of the body ordinarily requires for the preparation of a meeting of the body.

**travelling time** means the time that a member of a body ordinarily requires to travel from, or return to, the city, town or community in which the member resides for the purposes of:

- (a) attending a meeting of the body; or
- (b) conducting the business of the body.

## PART 2 – REMUNERATION

2 Subject to clauses 3 to 14, a member of a class of body specified in the Schedule is entitled to be paid:

- (a) remuneration at the rate specified opposite the class of body; or
- (b) if a range of rates for a member is specified opposite the class of body – remuneration at a rate within that range decided by the responsible Minister under section 10(1)(b) of the Act.

*Note for clause 2*

*If there is a determination in force under section 11 of the Act for a member, it may provide for the member to be paid at a different rate.*

3 A member is not entitled to be paid under clause 2 if the member is any of the following:

- (a) a Judge;
- (b) the Master of the Supreme Court;
- (c) a magistrate;

(d) the Solicitor-General.

4 A member is not entitled to be paid under clause 2 for a period (the **relevant period**) during which the member is any of the following:

(a) a Chief Executive Officer as defined in section 3(1) of the *Public Sector Employment and Management Act*;

(b) a public sector employee;

(c) a person employed for the purposes of Tourism NT under the *Tourism NT Act*;

(d) an officer or employee of the Public Service of the Commonwealth or of a State or another Territory;

(e) a member of the Australian Industrial Relations Commission;

unless the member does not receive any salary in that capacity for the relevant period.

5 If the rate specified in the Schedule for a member of a class of body is a daily rate, the member is entitled to be paid remuneration for any of the following:

(a) a day during which the member spent time for a meeting of the body (see clauses 6, 7, 8 and 11);

(b) a day during which no meeting of the body was held but the member spent time conducting the business of the body (see clauses 9, 10 and 11).

6 For a day during which the member spent time for a meeting of the body, the member is entitled to be paid:

(a) if the total time so spent by the member during that day (the **total time**) is one hour or less – an amount equal to 1/3 of the daily rate; or

- (b) if the total time is more than one hour but not more than 2 hours – an amount equal to 1/2 of the daily rate; or
- (c) if the total time is more than 2 hours but not more than 3 hours – an amount equal to 2/3 of the daily rate; or
- (d) if the total time is more than 3 hours but not more than 4 hours – an amount equal to 5/6 of the daily rate; or
- (e) if the total time is more than 4 hours – an amount equal to the daily rate.

7 For clause 6, the time spent by the member for the meeting during a day is the aggregate of the following during that day:

- (a) the time spent by the member attending the meeting;
- (b) the time spent by the member conducting the business of the body if the meeting was held on that day;
- (c) any travelling time approved by the chairperson of the body (whether or not the meeting was held on that day);
- (d) any time spent by the member preparing for the meeting in excess of the time the chairperson of the body considers to be normal preparation time, if the excess time is approved by the chairperson having regard to the unusual circumstances of the case (whether or not the meeting was held on that day).

*Note for paragraph (d)*

*Normal preparation time therefore must not be taken into account in working out the aggregate for clause 7.*

8 If the member presides at the meeting (whether or not the member is the chairperson), the member's entitlement under clause 6 must be based on the daily rate for the chairperson.

- 9 For a day during which no meeting of the body was held but the member spent time conducting the business of the body for one or more periods, each of which is at least one hour, the member is entitled to be paid an amount equal to 1/5 of the daily rate for each hour so spent by the member during that day.
- 10 For clause 9, the time spent by the member conducting the business of the body during a day is the aggregate of the following during that day:
- (a) the time spent by the member conducting the business of the body;
  - (b) any travelling time approved by the chairperson of the body;
  - (c) any time spent by the member preparing for a meeting of the body that is approved by the chairperson of the body.
- 11 Despite clauses 6 and 9, the maximum amount to which the member is entitled under this Part for any day is an amount equal to the daily rate.
- 12 To avoid doubt, a member of a body is not entitled to be paid any amount under any of clauses 5 to 11 if the rate specified in the Schedule for the member is an annual rate.
- 13 A member of a body is entitled to be paid an additional amount of remuneration at the annual rate of \$3 000 if:
- (a) the specified rate for the member is an annual rate; and
  - (b) the member is a member of a committee established by the body.
- 14 A member of a body who would otherwise be entitled to be paid remuneration as that member under both this Part and the legislation establishing the body is not entitled to be paid any remuneration as that member under this Part.

### PART 3 – TRAVELLING ALLOWANCE AND EXPENSES

- 15 A member of a body is entitled to be paid travelling allowance for each overnight stay at a place (whether in the Territory or not) away from the member's usual place of residence for any of the following purposes:
- (a) attending a meeting of the body;
  - (b) conducting the business of the body.
- 16 The allowance is equal to the amount of allowance for accommodation and meals for an overnight stay in the Territory for a public sector employee as determined by the Commissioner for Public Employment under the by-laws in force from time to time under the *Public Sector Employment and Management Act*.
- 17 However, the member is entitled to be paid an amount equal to the actual cost of the accommodation and meals instead of the amount under clause 16 if:
- (a) the actual cost exceeds the amount under clause 16; and
  - (b) the chairperson of the body considers that this clause should apply in the circumstance.
- 18 In addition, the member is entitled to be reimbursed any travelling or other expenses reasonably incurred by the member for the purposes of attending a meeting or conducting the business of the body as approved by the chairperson.
- 19 The reimbursement must be based on the production of receipts or other information verifying the expenses.

20 In addition, the reimbursement of air travel expenses must be based on:

- (a) business class fares if:
  - (i) the member is a member of a class A1 body and entitled to an annual rate of remuneration; and
  - (ii) business class fares were available; or
- (b) business class fares if:
  - (i) the member is a member of a class A1 or B1 body and entitled to a daily rate of remuneration; and
  - (ii) business class fares were available; and
  - (iii) the member is approved to travel in business class by the Chief Executive Officer of the Agency administering the legislation establishing the body; or
- (c) in any other case – economy class fares.

Dated 31 January 2012

*Sally Thomas*  
Administrator

By Her Honour's Command



Minister for Health  
acting for  
Chief Minister

SCHEDULE

REMUNERATION RATES FOR MEMBERS OF STATUTORY BODIES

Column 1	Column 2
Class of statutory body	Rate of remuneration
<b>Class A1</b> Governing and Management Bodies – Senior Commercial and Assets Management	
<b>Class A1 (Level 1)</b>	Annual rate
	Chairperson..... \$82 363
	Deputy chairperson ..... \$63 356
<b>Class A1 (Level 2)</b>	Annual rate
	Chairperson..... \$63 356
	Other member ..... \$44 349
<b>Class A1 (Level 3)</b>	Annual rate
	Chairperson..... \$50 685
	Other member ..... \$27 877
<b>Class A1 (Level 4)</b>	Annual rate
	Chairperson..... \$44 349
	Other member ..... \$12 671
<b>Class A1 (Level 5)</b>	Daily rate
	Chairperson..... \$654
	Other member ..... \$540
<b>Class A2</b> Governing and Management Bodies – Major Facilities/Assets Management and Commercialisation	
<b>Class A2 (Level 1)</b>	Daily rate
	Chairperson..... \$405
	Other member ..... \$304
<b>Class A2 (Level 2)</b>	Daily rate
	Chairperson..... \$405
	Other member ..... \$228
<b>Class A3</b> Governing and Management Bodies – Local Facilities and Land Management	
	Daily rate
	Chairperson..... \$304
	Other member ..... \$228



<b>Class B1</b> Quasi-Judicial Bodies – Senior Appeals/Important Government Process	
	Daily rate Chairperson..... \$959 Other member ..... \$719
<b>Class B2</b> Quasi-Judicial Bodies – Appeals and Review/Determination of Important Rights	
<b>Class B2 (Level 1)</b>	Daily rate Chairperson..... \$719 Other member ..... \$540
<b>Class B2 (Level 2)</b>	Daily rate Chairperson..... \$540 Other member ..... \$405
<b>Class B3</b> Quasi-Judicial Bodies – Senior Registration and Assessment	
	Daily rate Chairperson..... \$405 Other member ..... \$304
<b>Class B4</b> Quasi-Judicial Bodies – Registration and Practice	
	Daily rate Chairperson..... \$304 Industry member ..... \$0 – \$228 Other member ..... \$228
<b>Class C1</b> Advisory and Review Bodies – Critical Issues	
	Daily rate Chairperson..... \$959 Other member ..... \$719
<b>Class C2</b> Advisory and Review Bodies – Expert High Impact	
	Daily rate Chairperson..... \$719 Other member ..... \$405
<b>Class C3</b> Advisory and Review Bodies – Ministerial Assistant	
	Daily rate Chairperson..... \$304 Other member ..... \$228