



No. 12 of 2019

DETERMINATION OF THE REMUNERATION TRIBUNAL

REMUNERATION OF MEMBERS OF THE JUDICIARY, PRESIDENTIAL MEMBERS OF THE SAET, PRESIDENTIAL MEMBERS OF THE SACAT, THE STATE CORONER, AND COMMISSIONERS OF THE ENVIRONMENT, RESOURCES AND DEVELOPMENT COURT

SCOPE OF DETERMINATION

1. This Determination sets out the remuneration payable to the holders of public offices listed in section 13 of the *Remuneration Act 1990* (“the Act”), and the remuneration payable to certain specified statutory office holders where such jurisdiction is conferred under section 14 of the Act.

SALARY

2. Members of the Judiciary

- 2.1. Annual salaries for the following members of the judiciary will be:

	per annum operative 1 January 2020
Chief Justice of the Supreme Court	\$524,140
Puisne Judges of the Supreme Court	\$468,020
Masters of the Supreme Court	\$413,300
Chief Judge of the District Court	\$468,020
Other District Court Judges	\$413,300
Masters of the District Court	\$365,010
Chief Magistrate*	\$396,190
Supervising Magistrates	\$360,160
Assistant Supervising Magistrate of the Adelaide Magistrates Court	\$352,960
Magistrates	\$335,760
Magistrate appointed Warden under the <i>Mining Act 1971</i> as amended and performing the duties of Senior Warden paid the salary shown for as long as that person continues to perform such duties.	\$353,790

*A judicial officer who is appointed to the office of the Chief Magistrate whose primary office is a Judge of the District Court is entitled to the salary of a District Court Judge, as prescribed

by section 6A of the *Magistrates Act 1983* and section 6 of the *Judicial Administration (Auxiliary Appointments and Powers) Act 1988*.

- 2.2. Where a person is appointed as Acting Chief Justice of the Supreme Court or as Acting Chief Judge of the District Court and such appointment extends for a continuous period of more than one week, the person appointed shall be paid a salary equal to the salary specified herein for the Chief Justice or the Chief Judge, as appropriate, for the whole of the period the appointment is in effect.
- 2.3. Annual allowances for the following members of the judiciary will be as follows, and shall be payable in addition to any entitlement to salary under this Determination:

	per annum operative 1 January 2020
Senior Judge, Youth Court and Senior Judge, Environment Resources and Development Court, appointed as such, paid the allowance shown for as long as that person continues to perform such duties and is designated as 'Senior'.	\$11,590
Magistrate appointed to the position of Supervising Regional Manager by the Chief Magistrate with the concurrence of the Attorney-General, to perform special duties as specified by the Chief Magistrate, and associated with the role of Supervising Regional Manager, for as long as that person continues in that position and performs the duties of that position.	\$32,950
Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties in a region (Regional Manager) or in a residential country area (Country Resident Magistrate) paid the allowance shown for as long as that person continues to perform such duties.	\$24,410
Magistrate appointed to the position of Manager Family Violence List by the Chief Magistrate with the concurrence of the Attorney-General, to perform special duties, relating to family violence state-wide, for as long as that person continues in that position and performs the duties of the position.	\$24,410
Magistrate directed by the Chief Magistrate with the concurrence of the Attorney-General to perform special administrative duties at a particular court (Magistrate-in-Charge) paid the allowance shown for as long as that person continues to perform such duties.	\$9,510
Magistrate appointed as a Deputy State Coroner on a full-time ongoing basis paid the allowance shown for as long as that person continues to perform such duties.	\$9,230

3. **Statutory Office Holders**

Per annum
operative
1 January 2020

3.1. Annual salaries for the following statutory office holders will be:

The State Coroner whilst he continues to perform this function under his current conditions of employment. \$380,360

Additional salary component for a Judge of the District Court who holds the appointment, and performs the functions of, the President of the South Australian Employment Tribunal. An amount equal to 10 per cent of the salary of a judge of the District Court

Additional salary payable to a Deputy President of the South Australian Employment Tribunal who is delegated the previous duties of the now defunct role of the President of the Industrial Relations Commission. \$20,960

Additional salary payable to a puisne judge of the Supreme Court appointed as President of the South Australian Civil and Administrative Tribunal, on account of holding the office of President of the South Australian Civil and Administrative Tribunal. An amount equal to 10 per cent of the salary of a puisne judge of the Supreme Court

Commissioners of the Environment, Resources and Development Court. \$312,510

4. **Deputy President of the SACAT**

4.1. Annual salaries for the following office holders will be as follows, and shall be payable as per the specified operative dates:

Salary payable to a Deputy President of the South Australian Civil and Administrative Tribunal, appointed under section 14(1)(b) of the *South Australian Civil and Administrative Tribunal Act 2013*, payable between the dates of 21 November 2019 and 31 December 2019. Should such an appointment be made on a part-time basis, the salary shall be payable on a pro-rata basis. \$329,170

Salary payable to a Deputy President of the South Australian Civil and Administrative Tribunal appointed under section 14(1)(b) of the *South Australian Civil and Administrative Tribunal Act 2013*, payable on and from 1 January 2020. Should such an appointment be made on a part-time basis, the salary shall be payable on a pro-rata basis. \$335,760

COMMUNICATION ALLOWANCE

5. A communication allowance of \$1,254 per annum for expenditures for the purpose of mobile telephone, landline telephone and internet usage incurred in relation to the conduct of a judicial officer's duties shall be payable to the following office holders:
 - The Chief Justice, Judges and Masters of the Supreme Court;
 - The Chief Judge, Judges and Masters of the District Court;
 - The Judges and Magistrates of the South Australian Employment Tribunal;
 - The Chief Magistrate and the Magistrates of the Magistrates Court;
 - The State Coroner and the Deputy Coroner;
 - The Commissioners of the Environment, Resources and Development Court and Commission;
 - The President and Deputy Presidents of the South Australian Employment Tribunal;
 - and
 - The President and Deputy President of the South Australian Civil and Administrative Tribunal.
6. The allowance is payable fortnightly and at a fortnightly rate of the annual amount payable at clause 5 of this Determination.
7. Should an office holder at clause 5 be appointed on a part-time basis, a pro-rata proportion of the communication allowance amount shall be payable.

JUDICIAL SECURITY ALLOWANCE

8. A security allowance of \$1,000 per annum for expenditures for the purpose of personal security at the judicial officer's residence shall be payable to the following office holders:
 - The Chief Justice, Judges and Masters of the Supreme Court;
 - The Chief Judge, Judges and Masters of the District Court;
 - The Judges and Magistrates of the South Australian Employment Tribunal;
 - The Chief Magistrate and the Magistrates of the Magistrates Court;
 - The State Coroner and the Deputy Coroner;
 - The Commissioners of the Environment, Resources and Development Court and Commission;
 - The President and Deputy Presidents of the South Australian Employment Tribunal;
 - and
 - The President and Deputy President of the South Australian Civil and Administrative Tribunal.
9. The allowance is payable fortnightly and at a fortnightly rate of the annual amount payable at clause 8 of this Determination.
10. Should an office holder at clause 8 be appointed on a part-time basis, the judicial security allowance shall be payable on a pro-rata basis.

DEPUTY PRESIDENT OF THE SOUTH AUSTRALIAN CIVIL AND ADMINISTRATIVE TRIBUNAL

11. A Deputy President of the South Australian Civil and Administrative Tribunal appointed under section 14(1)(b) of the *South Australian Civil and Administrative Tribunal Act 2013* shall be entitled to the following allowances, operative on and from 21 November 2019:
 - 11.1. Conveyance allowance at the rate of \$15,298 per annum and in accordance with the terms of Determination 15 of 2018, as amended from time to time by the Tribunal;
 - 11.2. Communication Allowance at the rate of \$1,254 per annum and in accordance with the terms at clauses 5, 6 and 7 of this Determination, as amended from time to time by the Tribunal;

- 11.3. Judicial Security Allowance at the rate of \$1,000 per annum and in accordance with the terms at clauses 8, 9 and 10 of this Determination, as amended from time to time by the Tribunal; and
- 11.4. Per diem Accommodation and Meal Allowances in accordance with Determination 9 of 2019, as amended from time to time by the Tribunal.
12. Should a Deputy President of the SACAT be appointed under 14(1)(b) of the SACAT Act on a part-time basis, the allowances specified in paragraphs 11.1, 11.2, 11.3 shall be payable on a pro-rata basis.

DATE OF OPERATION

13. This Determination will come into operation on and from 1 January 2020, except where otherwise stated within this Determination in relation to the salary and allowances applicable to the Deputy President of SACAT appointed under 14(1)(b) of the SACAT Act.



John Lewin
PRESIDENT



Peter Alexander
MEMBER



Pamela Martin
MEMBER

Dated this 21st day of November 2019