

NEW SOUTH WALES

REPORT

AND

DETERMINATION

under the

PARLIAMENTARY REMUNERATION ACT 1989

29 May 1998

The Honourable the Chief Justice
of New South Wales
Chief Justice's Chambers
Supreme Court of New South Wales
SYDNEY NSW 2000

Chief Justice

The Parliamentary Remuneration Tribunal has the honour to present to you, pursuant to section 13(1) of the Parliamentary Remuneration Act 1989, the Report of its Determination to be effective for the year commencing on 1 July 1998.

With my respects

(Mr Justice) BRIAN SULLY
THE PARLIAMENTARY REMUNERATION TRIBUNAL

CONTENTS

	<u>paragraphs</u>	<u>pages</u>
<u>REPORT</u>		
Preliminary	1 - 4	1 - 2
Procedure	5 - 14	2 - 5
Electoral Allowances of Members of Both Houses	15	6
Special Expenses or "Living Away From Home" Allowances	16-22	6 - 7
Committee Allowances	23	7
Travelling Allowances for the Premier, Ministers of the Crown, Other Recognised Office Holders, Committee Members, Spouses or Approved Relatives	24	8
Charter Travel	25	8
Reimbursement of Certain Travelling Expenses	26-28	8 - 9
Other Matters Considered by the Tribunal	29	9

	<u>pages</u>
<u>DETERMINATION</u>	
Electoral Allowances for Members of Both Houses	10
Special Expenses or "Living Away From Home" Allowances	11- 13
Committee Allowances	14
Travelling Allowances for the Premier, Ministers of the Crown, Other Recognised Office Holders, Committee Members, Spouses or Approved Relatives	14 - 15
Reimbursement of Expenses for Charter Transport of Members of the Legislative Assembly	15 - 16
Reimbursement of Certain Travelling Expenses	16 - 17
<u>APPENDICES</u>	
A Electoral Districts as determined in the Tribunal's Determination under section 12 of the Parliamentary Remuneration Act 1989, dated 29 May 1991	18 - 19
B Electoral Districts included in each category, as determined in the Tribunal's Determination under section 12 of the Parliamentary Remuneration Act 1989, dated 29 May 1991.	20

PARLIAMENTARY REMUNERATION ACT 1989
REPORT PURSUANT TO SECTION 13(1) OF THE ACT

PRELIMINARY

1. The Parliamentary Remuneration Act 1989 ("the Act"), which was assented to on 12 December 1989, constituted the Parliamentary Remuneration Tribunal. The Act, *inter alia*, provides for the basic salaries of Members of Parliament to bear a fixed relationship to those of Members of the House of Representatives in the Commonwealth Parliament and for certain prescribed additional salaries and expense allowances to be at rates bearing a fixed percentage to the rate of basic salary. Pursuant to section 9(a) of the Act, the Parliamentary Remuneration Tribunal determines additional allowances to be payable to a Member or recognised office holder and, pursuant to section 9(b) of the Act, makes recommendations to the Minister on matters referred to it by the Minister, relating to the provision of services, equipment or facilities to a Member or recognised office holder.
2. Pursuant to Schedule 2 of the Parliamentary Remuneration Act 1989, I, THE HONOURABLE BRIAN SULLY, a Judge of the Supreme Court of New South Wales was appointed, for a term of three years dating from the 14th day of February 1997, by the Chief Justice of the Supreme Court of New South Wales to be the Parliamentary Remuneration Tribunal.
3. The Parliamentary Remuneration Act 1989, provides for the making by the Tribunal of an annual determination of the additional allowances payable to recognised office holders and Members of Parliament, to take effect from 1 July of each year.
4. Specifically, section 11 of the Act provides -
 - "(1) *An annual determination as regards additional allowances is to be made on or before 1 June in each year (or such later date as the Chief Justice directs under this section), with effect from 1 July in that year.*
 - (2) *The Chief Justice may, because of the illness of the person holding office as the Tribunal or for any other reason that seems proper to the Chief Justice, from time to time by order published in the Gazette, direct that a particular annual determination is to be made on or before a later specified date.*

- (3) *If an annual determination is not made by 1 July in a year, additional allowances continue to be payable at the rates at which they were payable before that date, until payment of additional allowances can be effected in accordance with the determination, but any necessary adjustments are to be made as a result of the making of the determination".*

PROCEDURE

5. The Tribunal had hoped and intended to approach the present Report and Determination upon the basis foreshadowed specifically in paragraph 9, and in particular paragraph 9(c), of the 1997 Report and Determination. To that end, the Tribunal, when calling this year for submissions, reminded those intending to make submissions of what the Tribunal had said last year.
6. The submissions in fact received by the Tribunal were cast in what has come to be the usual form: that is to say, the submissions sought either various increases in various allowances; variations of some kind or other in the way particular allowances are calculated; or some interchangeability between or among various allowances. The particular submissions were, of course, useful to the Tribunal, and the Tribunal is grateful to those Members who took the time and trouble to make them. But the submissions did not take up, as the Tribunal had hoped they would do, the matters to which the Tribunal had drawn attention in last year's Report and Determination.
7. For ease of present reference, the Tribunal sets out hereunder paragraphs 9(a), (b) and (c) of the 1997 Report and Determination:

“(a) For the purposes of the present report the Tribunal has followed current, and long-established methodology; but it appears to the Tribunal that the current methodology for the fixing of allowances as contemplated by section 9(a) of the Act, has about it an air of artificiality in two particular respects.

First, the actual definition in terms of general principles of what should qualify for consideration as a section 9(a) allowance is, in the opinion of the present Tribunal, somewhat ambiguous, save only of the few indicative examples given in section 9(a) itself.

Secondly, the way in which an attempt is made to quantify relevant movements in costs respecting any allowance which has been accepted in principle as an appropriate section 9(a) allowance, seems to require, and it seems certainly to encourage, arguments about matters of minute detail, where, so to speak, it is easy to lose sight of the wood for the trees.

- (b) *The Tribunal acknowledges that the established methodology should not be disturbed in any substantive way before proper consideration has been given to what better alternative (s), if any, can be devised. Proper public accountability; necessary public financial constraints; the practicalities from the point of view of Members themselves and of the relevant administrative officials, are some significant matters that can be recognised readily as requiring prudent evaluation before any substantive procedural changes are made.*
- (c) *The Tribunal itself is, as at present advised, open-minded about the foregoing matters; but it is concerned about them, and draws attention to them accordingly. To the end of informing itself properly about what, if anything, should be done about the foregoing matters, the Tribunal proposes, in connection with the 1998 review pursuant to section 9(a), to specifically examine these issues and will be seeking comment from the Minister and Members.”*

8. Since the raising last year of the foregoing matters, there have been other significant developments which go to the fundamentals of the functions and powers of the Tribunal. More particularly:

- (a) The Electoral Commission is in the course of finalising a revision of electoral boundaries which will not only alter existing boundaries, but will alter also the number of electorates, reducing their number from 99 to 93.
- (b) The Premier, the Honourable Bob Carr MP, issued on 30 April last a Press Release foreshadowing extensions of the current functions and powers of the Tribunal so as to provide, put simply, for binding Determinations by the Tribunal of any and every non-salary remuneration entitlement of Members.

9. The Tribunal, as at present advised, is in no position to say anything particular about these impending changes; except to observe that the changes must entail, by their very nature, that whatever might be decided in the present Report and Determination will require radical revision in the light of the changes when these are finally in place.

10. Added to all of the foregoing matters is the impact on the legislative changes, recently debated by the Parliament respecting Parliamentary Superannuation, and the role of the Tribunal in that regard. The Tribunal has not made as yet any detailed study of this legislation but will do so, of course, as soon as the final form of the legislation is known.
11. The whole of the foregoing matters would have led the Tribunal, in any event, to have made minimal changes in the allowances now determined. That approach has been reinforced by the comparatively minor movements, some up and others down, in the mass of detailed costing data that the methodology hitherto followed by the Tribunal has made it necessary to obtain and analyse.
12. The Tribunal is very aware that what it proposes in the present Report and Determination risks giving those Members who took the time and trouble to make detailed submissions, an impression that the Tribunal has either ignored, or not taken with a proper seriousness, the substance of the submissions. The Tribunal assures all those concerned, and indeed, Members more generally, that such is emphatically not the case. The Tribunal's present Report and Determination does no more than reflect the conclusion reached by the Tribunal after having considered carefully all submissions put to it, that the developments earlier mentioned warrant a preservation, in general, of the present status quo until such time as the Tribunal can collate fairly and sensibly the whole of the very substantial changes earlier noted.
13. The Tribunal thinks that it should add, in fairness to Members, the following additional observations:
 - (a) The Tribunal is concerned that the present non-salary entitlements represent an accumulation of ad hoc decisions reached in past years, the accumulation having grown in such a way and to such an extent that there is no readily discernible logical pattern that might give logical unity of underlying purpose to the accumulation.
 - (b) The Tribunal is concerned, also, by what seems to the Tribunal to be the byzantine complexity of the current collection of non-salary entitlements. It is not necessary to do more than consult the current Handbook in order to see the point demonstrated.

- (c) The Tribunal thinks, as at present advised, that so haphazard a scheme of non-salary entitlements is all too apt to give rise to misconceived claims; to conceptual confusion; to practical misunderstandings; and to suspicions in the public mind that there is insufficient transparency and accountability in the handling of large sums of what are, when all is said and done, public monies. The Tribunal is minded, therefore, to consider the desirability of the publication, at an appropriate future time, of a suitable manual of its own which will explain in a public document what non-salary entitlements exist; how they are seen by the Tribunal as being justified; and what guidelines are appropriate in connection with the making of particular claims.
14. The Tribunal emphasises that it will not take any precipitate action upon or in connection with any or all of the foregoing matters; and that it will not move on them at all without having first afforded Members the fullest practicable opportunity of being heard. The Tribunal asks that Members begin **now** to consider what has been said above in and following paragraph 5; and to formulate any relevant submissions for the assistance, when eventually invited, of the Tribunal.

ELECTORAL ALLOWANCES OF MEMBERS OF BOTH HOUSES

15. The Tribunal has reviewed the costs incurred by Members in servicing their electorates and has determined that on this occasion no increase is warranted. The Tribunal expects that it will be necessary to carry out a complete revision of electoral allowances following the redistribution now being carried out by the Electoral Commission.

SPECIAL EXPENSES OR "LIVING AWAY FROM HOME" ALLOWANCES

16. These allowances are provided to country Members of both Houses towards the cost of overnight accommodation and incidental expenses whilst in Sydney on parliamentary business or in transit to and from Sydney.
17. The Tribunal's Report and Determination of 26 May 1993 determined that Members can elect, each year, how they wish to be paid this allowance subject to certain conditions. The Tribunal's Determination of 31 May 1995, while retaining the overall allocation for Members for category 1 and 2 electorates and recognised office holders increased the number of overnight stays for other parliamentary business to 35 per annum. The overall allocation, together with the allocation to the office holders in Category 2 electorates allocated 50 nights for other parliamentary business, remained unchanged.

18. Members in receipt of the Special Expenses (Living Away from Home) Allowance must certify that whilst in Sydney and in receipt of this allowance he/she is not utilising government owned or government funded accommodation. If government funded accommodation is used during the course of the year the Member undertakes to repay the legislature a proportional amount of the allowance for each such occasion.
19. Members were asked to provide the Tribunal with details of any increase in workload as a result of committee work and other parliamentary business. The Tribunal received only one submission in relation to this matter. The Tribunal does not feel sufficiently informed about the relevant detail of any such increased workload and so proposes to make no particular adjustments in the present review. Committee work and other parliamentary business will be further addressed in the foreshadowed review.
20. Two Members suggested reviewing the method by which special expense allowances are differentiated according to electoral categories. The division of electorates into two categories for the purpose of this allowance recognises the additional travel that Members from more remote electorates must undertake in getting to and from Sydney. The current review of electoral boundaries will have a significant impact on the determination of many the additional allowances. These cannot be fully determined until such time as the electoral boundaries review is completed by the Electoral Commission.
21. In respect of the procedural problems faced by Members the Tribunal considers that they are more appropriately resolved between the Member and the legislature.
22. The Tribunal has reviewed the costs incurred by Members associated with “living away from home” and has determined that on this occasion no increase is warranted. While there is no recommended increase in these allowances for the period 1998-1999 a redistribution of electoral boundaries expected to be finalised in June may impact on the categorisation of electorates for allowances as specified under section 12 of the Parliamentary Remuneration Act 1989.

COMMITTEE ALLOWANCES

23. These allowances are adjusted in line with Members’ salary increases. As there has been no increase in Members’ salaries there will be no increase in allowances fixed for Chairpersons of Joint or Select Committees and for members of the Public Accounts Committee. In determining these rates the Tribunal has maintained the long-established nexus with Members’ salaries.

TRAVELLING ALLOWANCES FOR THE PREMIER, MINISTERS OF THE CROWN, OTHER RECOGNISED OFFICE HOLDERS, COMMITTEE MEMBERS, SPOUSES OR APPROVED RELATIVES

24. The Tribunal has reviewed the travelling allowances for the Premier, Ministers of the Crown, Recognised Office Holders, Committee Members, Spouses or Approved relatives and has determined that on this occasion no increase is warranted. In considering the rates for Travelling Allowances the Tribunal took into account the general stability in accommodation and meal costs over the previous twelve months.

CHARTER TRAVEL

25. A survey conducted during the current review revealed that there had been no significant increase to charter costs in the past twelve months. Intrastate air services will be deregulated from May 1999, whilst these changes will impact on the cost of such services in the future, at the present time there is no impact on service rates. Having regard to these facts the quantum of the charter allowance has not been increased at this time.

REIMBURSEMENT OF CERTAIN TRAVELLING EXPENSES

26. Provision is made for payment of a car allowance to those Members of the Legislative Council who reside in the country and at a considerable distance from the closest airport or railway station from which they can obtain transport to and from Sydney, thus requiring the use of their private motor vehicles between their homes and the airport or railway station.
27. Members representing country-based electorates who qualify for air travel entitlements between their electorate and Sydney and return are entitled to reimbursement of the full taxi fare between Sydney Airport and Parliament House and return for the purpose of attending as sitting of the House of Parliament or any Joint, Select or Standing Committee or the Public Accounts Committee, of which she or he is a member where meetings are held on non-sitting days. Members are also entitled to be reimbursed the actual cost of the fare incurred on up to thirty five taxi journeys per annum when travelling in the course of other parliamentary business between Sydney Airport and the city.
28. The Tribunal has reviewed the car and taxi entitlements granted to Members and considers that on this occasion no change is warranted.

OTHER MATTERS CONSIDERED BY THE TRIBUNAL

29. Some of the submissions received from Members relate to other matters which have either been raised before or are new matters.

Submissions were received on various other matters that the Tribunal considered outside the scope of a section 9(a) review. Some of these matters include: the payment of tertiary education fees for Members and the ability to transfer the value of unused travel warrants into a Members office budget. The Tribunal sees these matters as beyond its statutory power unless there is an appropriate section 9(b) reference.

PARLIAMENTARY REMUNERATION ACT 1989

DETERMINATION PURSUANT TO SECTION 11(1) OF THE ACT

For the reasons set forth in the above Report, the Parliamentary Remuneration Tribunal hereby makes the following determination of the additional allowances which should be paid on and from 1 July, 1997 to Members, including recognised office holders, in the Legislative Council and the Legislative Assembly of New South Wales, in lieu of the amounts presently payable, for each of the purposes indicated below, and not in addition thereto:

ELECTORAL ALLOWANCES FOR MEMBERS OF BOTH HOUSES

- (1) The electoral allowances payable to Members of the Legislative Assembly whose electoral districts are specified hereunder shall be as follows:

<u>Electoral Districts</u>	<u>Yearly Rate of Allowance</u>
	\$
Group 1	24,400
Group 2	29,200
Group 3	34,200
Group 4	40,300
Group 5	44,000
Group 6	46,800
Group 7	51,300
Broken Hill	60,000

The electoral districts included in each Group are as determined in the Tribunal's Special Determination of 29 May 1991, under section 12 of the Parliamentary Remuneration Act 1989, and are set out in Appendix A.

- (2) The electoral allowance payable to each Member of the Legislative Council shall be \$34,200 per annum.

SPECIAL EXPENSES OR "LIVING AWAY FROM HOME" ALLOWANCES

Special Expenses Allowances or "Living Away From Home" Allowances are provided to country Members of both Houses towards the cost of overnight accommodation and incidental expenses whilst in Sydney on parliamentary business or in transit to and from Sydney.

The Member may elect to be paid either a daily or annual Special Expenses Allowance on a financial year basis. This election is subject to the following conditions:

election is made for a full financial year;

such election to be received by the Accounts Section prior to 1 July;

newly-elected Members to make their election from the date of their election until the end of the financial year;

re-elected Members would not be eligible to change their election until the end of the current financial year;

a Member who claims and is paid this allowance must certify that he/she has not so claimed and been paid in respect of any night or nights during which he/she has been accommodated free of charge in government owned and funded overnight accommodation. Any Member who has been so accommodated free of charge is required to make an appropriate, proportionate refund to the legislature.

A Special Expenses Allowance or "Living Away From Home" Allowance shall be payable to country Members for the cost of overnight accommodation whilst in Sydney on parliamentary business or while in transit to and from Sydney. The Allowance is payable when the stay is occasioned by:

- i) sittings of the House of Parliament or direct travel to and from such sittings; or
- ii) meetings of parliamentary committees of which he or she is a member, or direct travel to or from such meetings; or
- iii) other parliamentary business.

SPECIAL EXPENSES ALLOWANCE: DAILY ALLOWANCE

The daily Special Expenses Allowance or "Living Away From Home" Allowance per overnight stay is as follows:

	IN SYDNEY \$	IN TRANSIT TO & FROM SYDNEY \$
Ministers resident in Category 1 or 2.	147.00	114.00
The Leader of the Opposition in the Legislative Council, resident in Category 1 or 2.	147.00	114.00
The Leader of the Opposition in the Legislative Assembly, resident in Category 1 or 2.	147.00	114.00
Speaker of the Legislative Assembly, resident in Category 1 or 2.	147.00	114.00
Leader in the Legislative Assembly (other than the Leader of the Opposition) of a recognised political party of which not less than ten members are Members of the Legislative Assembly, resident in Category 1 or 2.	147.00	114.00
Chairman of Committees in the Legislative Assembly, resident in Category 1 or 2.	147.00	114.00
Members of the Legislative Council and Members of the Legislative Assembly resident in Category 1 or 2.	147.00	114.00

The maximum number of overnight stays per annum is as follows:

	RESIDENCE	OVERNIGHT STAYS p.a.
Minister, Speaker, Leader of the Opposition (Assembly and Council), Leader of Third Party in Assembly.	Category 1 or 2	140
Chairman of Committees in the Legislative Assembly.	Category 1 or 2	120 (35)
Parliamentary Secretary	Category 1	90 (35)
	Category 2	120 (50)
Other Assembly Members	Category 1	90 (35)
	Category 2	120 (35)
Other Council Members	Category 1	90 (35)
	Category 2	120 (35)

* The figures in brackets indicate the maximum number of overnight stays that are available on parliamentary business other than sittings of the House or meetings of parliamentary committees. The figures in brackets are not additional to the overall maximum overnight stays allowed.

SPECIAL EXPENSES ALLOWANCE: ANNUAL ALLOWANCE

The annual Special Expenses Allowances or "Living Away From Home" Allowances per overnight stay are as follows:

(1) \$20,580 per annum to :

- Each Minister of the Crown who is a Member of the Legislative Council and whose usual place of residence is situated in an electorate specified in Category 1 or Category 2. Each Minister of the Crown who is a Member of the Legislative Assembly and is the Member for, or whose usual place of residence is situated in an electoral district specified in Category 1 or Category 2.
- The Leader of the Opposition in the Legislative Council whose usual place of residence is situated in an electoral district specified in Category 1 or Category 2.
- The Speaker of the Legislative Assembly, being the Member for an electoral district specified in Category 1 or Category 2.
- The Leader of the Opposition in the Legislative Assembly, being the Member for an electoral district in Category 1 or Category 2.
- The Leader in the Legislative Assembly (other than the Leader of the Opposition) of a recognised political party of which not less than ten Members of the Legislative Assembly and of which no Member is the holder of any office of profit pursuant to section 13B of the Constitution Act 1902, being the Member for an electoral district specified in Category 1 or Category 2.

(2) \$17,640 per annum to :

- The chairman of Committees in the Legislative Assembly, being the Member for an electoral district specified in Category 1 or Category 2.
- Each Member of the Legislative Council whose usual place of residence is situated in an electoral district specified in Category 2 and to each Member of the Legislative Assembly for an electoral district specified in Category 2.

(3) \$13,230 per annum to:

- Each Member of the Legislative Council whose usual place of residence is situated in an electoral district specified in Category 1 and to each Member of the Legislative Assembly for an electoral district specified in Category 1.

A Member is entitled to only one allowance under paragraphs (1) to (3).

The electoral districts included in each category, are as determined in the Tribunal's Determination of 29 May 1991, under section 12 of the Parliamentary Remuneration Act 1989, and are set forth in Appendix B.

COMMITTEE ALLOWANCES

Members of the Legislative Council and the Legislative Assembly serving as Chairpersons of Joint Committees shall be paid the sum of \$110.00 for each day upon which they attend a meeting or an official visit of inspection if that day is one upon which the Legislative Council (so far as a Member of the Council is concerned) or the Legislative Assembly (so far as a Member of the Assembly is concerned) is not sitting. Members of the Public Accounts Committee, other than the Chairperson, shall each receive a committee allowance of \$2,490 per annum.

TRAVELLING ALLOWANCES FOR THE PREMIER, MINISTERS OF THE CROWN, OTHER RECOGNISED OFFICE HOLDERS, COMMITTEE MEMBERS, SPOUSES OR APPROVED RELATIVES

(a) When travelling on official business the following shall be the travelling allowances per day payable respectively to the undermentioned:

CLASSIFICATION	CAPITAL CITIES (incl. Canberra)	OTHER AREAS	WHERE NO OVERNIGHT STAY IS REQUIRED
Premier	\$337	\$186	\$84
Ministers	\$271	\$154	\$68
President of the Legislative Council and Speaker of the Legislative Assembly	\$271	\$154	\$68
Leader of the Opposition in the Legislative Council	\$271	\$154	\$68
Leader and Deputy-Leader of the Opposition in the Legislative Assembly	\$271	\$154	\$68
Leader and Deputy Leader of a Recognised Political Party of which not less than ten members are Members of the Legislative Assembly	\$271	\$154	\$68
Chairman of Select, Joint Standing and Public Accounts Committees	\$271	\$154	\$68
Members of Select, Joint and Public Accounts Committees	\$203	\$127	\$49

An absence from Sydney for a period in excess of six hours shall be the minimum requirement for the payment of travelling allowance where no overnight absence is involved. Where absence overnight is involved, the absence must extend six hours beyond the first period of twenty-four hours before a second day's allowance is payable. Therefore, the second day's allowance is as shown in the column headed "Where no overnight stay is involved".

On occasions when the rates of travelling allowance set out above prove to be insufficient, reimbursement of actual and reasonable expenses shall be allowed, subject to the production of receipts relating to accommodation and a statement from the Member concerned outlining other costs such as meals and incidental expenses.

A Minister, whose spouse accompanies him or her to a State or other official function and who consequently incurs expenses in respect of meals and accommodation for self and spouse exceeding the allowance to which he or she is entitled as indicated above, shall be entitled to be reimbursed such excess expenses. This provision applies to the "approved relative" of a Minister in a case where there is no spouse.

REIMBURSEMENT OF EXPENSES FOR CHARTER TRANSPORT OF MEMBERS OF THE LEGISLATIVE ASSEMBLY

For the purposes of this clause "charter transport" means charter transport used within and for the service of the Member's electorate and includes charter aircraft, drive yourself vehicles and any other mode of charter transport which may be deemed appropriate in the circumstances by the Speaker of the Legislative Assembly.

Each accounting year for the purposes of the reimbursement of expenses for charter transport shall commence on 1 July; and

- (1) The Member for the Electoral District of Broken Hill shall be reimbursed to a maximum amount of \$16,092 per annum for charter transport.
- (2) The Member for the Electoral District of Murray shall be reimbursed to a maximum amount of \$12,404 per annum for charter transport.
- (3) The Members for the Electoral Districts of Barwon, Lachlan, Murrumbidgee and Upper Hunter shall each be reimbursed to a maximum amount of \$8,716 per annum for charter transport.

- (4) The Members for the Electoral Districts of Albury, Burrinjuck, Clarence, Dubbo, Monaro and Northern Tablelands shall each be reimbursed to a maximum amount of \$5,362 per annum for charter transport.

While charter transport, reimbursable under this determination, is intended to be used within and for the service of the Member's electorate, where the source of available charter transport is outside the boundaries of the electorate, the reasonable additional expenses consequently incurred may be included in the reimbursement available under this determination.

REIMBURSEMENT OF CERTAIN TRAVELLING EXPENSES

- (1) (a) When a Member of the Legislative Council or of the Legislative Assembly travels by taxi from Sydney Airport to the city for the purpose of attending a sitting of the House of Parliament or any Joint, Select or Standing Committee or the Public Accounts Committee, of which she or he is a member, the Member shall be entitled to be reimbursed the actual cost of the taxi fare incurred for the journey between Sydney Airport and the city. The Member shall also be entitled to be reimbursed the actual cost of the taxi fare incurred for the return journey between the city and Sydney Airport from such a sitting.
- (b) A Member of the Legislative Council or of the Legislative Assembly shall be entitled to be reimbursed the actual cost of the fare incurred on up to thirty-five taxi journeys per annum when travelling in the course of other parliamentary business between Sydney Airport and the city.
- (2) Where the residence of a Member of the Legislative Council is more than 25 kilometres from the airport or the closest practicable railway station from which the Member is to commence a flight or train journey to Sydney for the purpose of attending a sitting of the Council or of a Select, Joint or Standing Committee of which she or he is a member, and travels by private motor vehicle to such airport or railway station, the Member shall be paid an amount equivalent to 51 cents per kilometre for the distance driven in excess of 25 kilometres on each single journey between the Member's place of residence and such airport or railway station. A separate allowance, calculated on the same basis, shall be payable in respect of the return journey.

This allowance is also payable in respect of other journeys between the Member's residence and Sydney on parliamentary business, but excluding party business, provided that, in the case of air travel, the fare is payable by the Government under the air travel entitlement provisions for journeys between the Member's residence and Sydney.

These allowances are payable upon the following conditions:

- (i) that the Member satisfies the President of the Legislative Council as to the existence of the circumstances mentioned above; and
- (ii) that the Member certifies to the President as to the distance driven by her or him to reach the airport or railway station and return home therefrom.

Dated this 29th day of May 1998.

(Mr Justice) BRIAN SULLY

THE PARLIAMENTARY REMUNERATION TRIBUNAL

ELECTORAL DISTRICTS
AS DETERMINED IN THE TRIBUNAL'S DETERMINATION OF 29 MAY, 1991
UNDER SECTION 12 OF THE PARLIAMENTARY REMUNERATION ACT 1989

Group 1

Ashfield
 Bligh
 Coogee
 Marrickville

North Shore
 Port Jackson
 Vacluse

Group 2

Auburn
 Bankstown
 Baulkham Hills
 Blacktown
 Cabramatta
 Campbelltown
 Canterbury
 Cronulla
 Davidson
 Drummoyne
 East Hills
 Eastwood
 Ermington
 Fairfield
 Georges River
 Gladesville
 Gordon
 Granville
 Heffron
 Hurstville
 Kogarah
 Ku-ring-gai

Lakemba
 Lane Cove
 Liverpool
 Manly
 Maroubra
 Miranda
 Moorebank
 Mount Druitt
 Northcott
 Parramatta
 Penrith
 Pittwater
 Riverstone
 Rockdale
 Smithfield
 St Marys
 Strathfield
 Sutherland
 The Hills
 Wakehurst
 Willoughby

Group 3

Badgerys Creek
 Blue Mountains
 Bulli
 Camden
 Charlestown
 Gosford
 Illawarra
 Keira
 Kiama
 Lake Macquarie

Londonderry
 Newcastle
 Peats
 Swansea
 The Entrance
 Wallsend
 Waratah
 Wollongong
 Wyong

Group 4

Ballina
 Cessnock
 Coffs Harbour
 Hawkesbury
 Lismore
 Maitland

Murwillumbah
 Myall Lakes
 Port Macquarie
 Port Stephens
 South Coast
 Southern Highlands

Group 5

Bathurst
 Bega
 Orange

Oxley
 Tamworth
 Wagga Wagga

Group 6

Albury
 Burrinjuck
 Clarence

Dubbo
 Monaro
 Northern Tablelands

Group 7

Barwon
 Lachlan
 Murray

Murrumbidgee
 Upper Hunter

Special Group

Broken Hill

APPENDIX B

ELECTORAL DISTRICTS INCLUDED IN EACH CATEGORY
AS DETERMINED IN THE TRIBUNAL'S DETERMINATION OF 29 MAY 1991
UNDER SECTION 12 OF THE PARLIAMENTARY REMUNERATION ACT 1989.

Category 1

Badgerys Creek	Londonderry
Blue Mountains	Newcastle
Bulli	Peats
Camden	Southern Highlands
Charlestown	Swansea
Gosford	The Entrance
Hawkesbury	Wallsend
Illawarra	Waratah
Keira	Wollongong
Kiama	Wyong
Lake Macquarie	

Category 2

Albury	Monaro
Ballina	Murray
Barwon	Murrumbidgee
Bathurst	Murwillumbah
Bega	Myall Lakes
Broken Hill	Northern Tablelands
Burrinjuck	Orange
Cessnock	Oxley
Clarence	Port Macquarie
Coffs Harbour	Port Stephens
Dubbo	South Coast
Lachlan	Tamworth
Lismore	Upper Hunter
Maitland	Wagga Wagga