

**STATUTORY AND OTHER OFFICES REMUNERATION TRIBUNAL  
REPORT AND DETERMINATION PURSUANT TO SECTION 14(2) OF THE ACT  
REPORT:**

1. On 15 October 2012 the Premier requested the Statutory and Other Offices Remuneration Tribunal (the Tribunal) to make a determination in respect of the remuneration payable to the office of the Inspector of Custodial Services.
2. The Premier advised that the *Statutory and Other Offices Remuneration Act 1975* (the SOOR Act) will be amended to include this office in the list in the Schedules. This is a new position and the Tribunal has not previously made a determination on the remuneration payable for this office.
3. The Inspector of Custodial Services is an independent statutory position created by the *Inspector of Custodial Services Act 2012* (ICS Act). The role has been created to monitor standards in correctional facilities across NSW.
4. The Inspector will have jurisdiction over all correctional facilities, including public and private sector prisons and juvenile justice centres, court custody centres, police cells managed by Corrective Services NSW, transitional centres, prisoner transport and support centres. The Inspector will be able to review correctional and juvenile justice facilities at any time and make recommendations about issues of concern.
5. As broadly outlined in the ICS Act the principal functions of the Inspector are:
  - to inspect and report to Parliament on each adult correctional facility at least once every five years.
  - to inspect and report to Parliament on each Juvenile Justice and juvenile correctional facility at least once every three years
  - to oversee Official Visitor programs conducted under the *Crimes (Administration of Sentences) Act 1999* and the *Children (Detention Centres) Act 1987*.
6. In undertaking that role the Inspector will independently exercise investigatory powers under the Act including
  - accessing custodial centres and their resources (with or without notice)
  - requiring the production of information or documents
  - requiring staff to attend to answer questions
  - accessing inmates for the purpose of communicating with them

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7. The Inspector will manage the Office of the Inspector, which will reside within the Attorney Generals' Division of the Department of Attorney General and Justice. The Office of the Inspector will support the Inspector in its administration and investigatory functions. The Inspector will report to Parliament and will be subject to oversight by the Parliamentary Joint Committee on the Office of the Ombudsman and Police Integrity Commission.
  
8. The Inspector will take a proactive, rather than a reactive, approach to improving custodial services. The Inspector will be expected to focus on systematic issues in correctional facilities to bring about change, rather than simply reacting to individual incidents after they occur.
  
9. In determining the remuneration for this position the Tribunal has had regard to an independent job evaluation of the position, and also to relevant comparators. The Tribunal is of the view that the Inspector of Custodial Services should receive an annual salary of \$265,000 and so determines.

**DETERMINATION:**

Pursuant to section 14(2) of the *Statutory and Other Offices Remuneration Act 1975* the Tribunal determines that the office of Inspector of Custodial Services receive a salary of \$265,000 per annum with effect from the date of the proclamation of the *Inspector of Custodial Services Act 2012*.

**Statutory and Other Offices  
Remuneration Tribunal**

(signed)

Helen Wright  
14 November 2012