

**SALARIES AND ALLOWANCES TRIBUNAL**  
*Members of Parliament Tribunal Determination No. 1 of 2023*

PREAMBLE ..... i  
PART 1 INTRODUCTORY MATTERS.....

## PREAMBLE

### Statutory context

- (1) The *Salaries and Allowances Act 1975* (the Act) requires the Tribunal to inquire into and determine the remuneration to be paid or provided to Ministers of the Crown, the Parliamentary Secretary to the Cabinet, Parliamentary Secretaries appointed under section 44A(1) of the *Constitution Acts Amendment Act 1899*, member of committees, and officers and Members of the Parliament.
- (2) Section 8(a) of the Act provides that a determination relating to offices identified in sections 6(1)(a), 6(1)(ab) and 6(1)(b) must be issued within 12 months of the previous determination.

- (9) The 2023 reporting period will begin on 1 July 2023 with all reports required to be submitted to the Tribunal by 28 September 2023. As previously stated, the Tribunal will upload the completed forms provided by Members to the Tribunal's website. Members should ensure that the forms submitted fulfil the requirements and are of a standard they are comfortable to present publicly.
- (10) Members are required to submit a report to the Tribunal within 90 days of undertaking any international travel using the Parliamentary Travel and Study Allowance. The reports from any travel undertaken in the 2022-23 financial year will be uploaded on the Tribunal's website.

#### **Changes in this determination**

- (11) The Tribunal has determined a general 3% increase in remuneration provided to Members of Parliament.
- (12) A \$3,000 cost of living payment has also been provided to Members in line with the same payment being paid to officers of the Special Division and Prescribed Office holders under advice from Government Sector Labour Relations.
- (13) The Tribunal has increased the Members' Allowance by \$10,000 to \$88,000 per annum. The Members' Allowance has not been adjusted since 2015. The Tribunal considered the average overspend reported in the 2021/22 Members' Allowances reporting, recent increases in the cost of postage, and increases in other commonly used expenses under the Members' Allowance when deciding to increase this allowance.
- (14) The Additional Members' Allowance available to regional Members has not been changed as regional allowances are subject to a wider review as a result of the changes to the Legislative Council to take place following the 2025 State election.
- (15)

accommodation allowance entitlement is sufficient, while the rates prescribed, being either the Australian Taxation Office Reasonable Benefit Rates, or \$273 per night for regional Members accommodation requirements in Perth (which is above the ATO accommodation



## 1.5 Terms Used

In this Determination, unless the contrary intention appears –

**Commercial accommodation** means accommodation in a commercial establishment such as a hotel, motel or serviced apartment.

**Leader of a recognised non-Government Party** means an officer of Parliament identified in section 4(2)(k) of the *Salaries and Allowances Act 1975*.

**Member** means a Member of the Parliament of Western Australia.

**Metropolitan Member** means a Member who represents:

- (a) any of the following electoral regions:
  - (i) the East Metropolitan Region;
  - (ii) the North Metropolitan Region;
  - (iii) the South Metropolitan Region; or
- (b) any electoral district contained within any of those electoral regions.

**Minor Party Whip** means an officer of Parliament identified in section 4(2)(l) of the *Salaries and Allowances Act 1975*.

**Officeholder** means, unless stated otherwise, an officer of Parliament who is the holder of an office identified in section 4(2) of the *Salaries and Allowances Act 1975*.

**Parliamentary business** means the usual activities related to performing the role of a Member of Parliament, which:

- (a) includes:
  - (i) parliamentary duties, comprising activities related directly to a Member's role in Parliament or as an office holder (as listed in s4(2) of the *Salaries and Allowances Act 1975*); and
  - (ii) electorate duties, comprising activities that support or serve a Member's constituents; and
- (b) excludes:
  - (i) campaigning, such as attending or organising:
    - i. campaign launches;
    - ii. candidate selection or campaign strategy meetings; and
    - iii. general campaigning on behalf of election candidates; and
  - (ii) Party political activity, including:
    - i. campaigning for a political Party; and
    - ii. organising and sustaining Party branches, such as recruiting Members to the Party or undertaking administrative activities to support the Party; and
  - (iii) the publication, broadcasting, display or distribution of material intended to, calculated or likely to affect voting in an election.

**Regional Member** means a Member who represents:

- (a) any of the following electoral regions:
  - (i) the Agricultural Region;
  - (ii) the Mining and Pastoral Region;
  - (iii) the South West Region; or
- (b) any electoral district contained within any of those electoral regions.

**Term of Parliament** means a term of the Parliament of Western Australia, which:

- (a) for Members of the Legislative Assembly, is deemed to commence the day after a general election and conclude on the day of the general election following the dissolution or expiry of the Legislative Assembly;
- (b) for Members of the Legislative Council, is deemed to commence on 22 May following a general or conjoint election and conclude on 21 May in the year in which seats would ordinarily be vacated by the effluxion of time.

**Tribunal** means the Salaries and Allowances Tribunal.

## 1.6 Principles for use of allowances

(1) Members must ensure use of allowances provided in this Determination is consistent with the following principles and must:

- (a) use allowances for Parliamentary business;
- (b) adhere to any conri/lm6 Do06 (n)-0. 150.3600006 44staneemg11.410.004 Tcalm6 Do06-Do06

(2) Members must maintain appropriate records of use of allowances.

(3)





<i>Office Held</i>	<i>Total Remuneration</i>
Premier	\$377,485
Deputy Premier	\$321,602
Leader of the Government in the Legislative Council	\$310,424
Minister of the Crown	\$294,457
Leader of the Opposition in the Legislative Assembly	\$294,457
President of the Legislative Council	\$272,104
Speaker of the Legislative Assembly	\$272,104

## 2.5 Salary Packaging

Salary packaging contributions may be made within the limits prescribed in the "Guidelines for Salary Packaging in the WA Public Sector 2012 - Amended". A copy of these guidelines can be found at: <https://www.commerce.wa.gov.au/labour-relations/circulars-departments-and-organisations> . Contributions to the Parliamentary Superannuation Scheme may be salary sacrificed up to the maximum amount allowed under the Scheme.

## ~~Γ3PAR~~ MEMBERS' ALLOWANCE

### 3.1 General

- (1) An Allowance in this Part is claimed on a quarterly basis to meet expenses related to the Member's Parliamentary business, including expenses for:
  - (a) community engagement and constituent support;
  - (b) communication with the electorate;
  - (c) electorate office equipment and Information Communication Technology;
  - (d) general electorate office expenses; and
  - (e) other expenses related directly to Parliamentary business.

The Allowance may be used at the Member's discretion, within the parameters set in this Determination.

- (3) The Allowance must not be used for any purpose intended, calculated or likely to affect voting in an election, including for the production of material that includes a Political Party logo.

- (a) include certification by the Member that use of the Allowance will be consistent with the principles set out in 1.6(1); and
  - (b) specify the amount that is being claimed; and
  - (c) comply with the conditions for claiming in 3.1(8).
- (10) A Member's claim for a quarterly amount must be provided to the administering authority no later than:
  - (a) 30 June, for the period from 1 July to 30 September (for payment on the Member's next available payment processing date after 1 July);
  - (b) 30 September, for the period from 1 October to 31 December (for payment on the Member's next available payment processing date after 1 October);
  - (c) 31er

- (a) drawn down by the Member and not expended for the purposes set out in this Part; and
- (b) not drawn down by the Member.

### 3.2 Base Members' Allowance

A Base Members' Allowance of up to \$88,000 per annum may be claimed by a Member.

### 3.3 Additional Members' Allowance

- (1) An Additional Members' Allowance may be claimed by a Member representing a Region or District listed in 3.3(2).
- (2) The Additional Members' Allowance is set according to the characteristics of the Region or District as follows –

<i>ELECTORAL DISTRICT / REGION</i>	<i>ADDITIONAL ALLOWANCE PER YEAR</i>
Mining and Pastoral Region	\$25,350
Kalgoorlie, Kimberley, North West Central and Pilbara Districts	\$23,900
Agricultural Region	\$20,000
Central Wheatbelt, and Roe Districts	\$17,500
Moore District	\$15,350
South West Region	\$12,250
Warren-Blackwood District	36

## TRANSPORT AND COMMUNICATION

### 4.1 Motor Vehicle Allowance

- (1) A Member is entitled to an annual Motor Vehicle Allowance to satisfy all of their motor vehicle requirements, including taxis and hire cars.
- (2) This Allowance:
  - (a) is provided in addition to remuneration provided under Part 2; and
  - (b) shall be paid monthly or twice-monthly.
- (3) The amount provided for this Allowance is based upon the characteristics of a Member's electorate and is set as follows –

ELECTORAL REGION / DISTRICT	ALLOWANCE PER ANNUM
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(2) A Member representing a



- (6) This Allowance may be used by Members:
- (a) to charter aircraft under commercial arrangements;
  - (b) who, after receiving prior approval from the Tribunal, use
    - (i) their own private aircraft to travel; or
    - (ii) any other mode of transport when aircraft are not available.
- (7) This Allowance does not apply when an airline provides a direct service to and from the relevant destination at times convenient to the Member's business.
- (8) Where a Member uses air charter services or a privately owned aircraft to travel between 0.793 0o oodrs lmra.793 0oidsp hra.793 0o ran2.3 (n)2.2 (a)4.3 (t)-3 (h)2.2 (e)-3 (t)10.7 (i)-2



## ACCOMMODATION

### 5.1 Accommodation – General Matters

(1) For the purposes of this Part –

**Home base** means a Member's place of residence.

**Partner** means a person nominated by a Member as their spouse or de facto partner, within the meaning of section 13A of the *Interpretation Act 1984*.

Accommodation Allowances may only be claimed for overnight accommodation and associated expenses incurred by a Member in relation to their Parliamentary business.

(3) Claims under this Part must:

- (a) observe the conditions set out in section 1.8;
- (b) identify the relevant Accommodation Allowance being claimed and certify that the expense was incurred in accordance with that Allowance; and
- (c) include a tax invoice or statutory declaration.

(4) Accommodation Allowances shall be calculated on a pro rata basis for a Member who becomes eligible for an Allowance within a financial year.

Reimbursement provided under this Part s Td[(id)2.3 (e)turriPoa0 1 Tf0TJ0 T ( 3 Tw 1.435(n)5.3 r)-i s ex





## 5.6 Office Holders

(1)

- (3) Claims for non-commercial accommodation shall be paid at 40% of the applicable daily rate.
- (4) Where the costs reasonably and properly incurred exceed the rates contained in section 5.7(2), the actual costs shall be met.



## PARLIAMENTARY TRAVEL AND STUDY ALLOWANCE

### 6.1 Parliamentary Travel and Study Allowance

(1) In this section:

**conferences** means meetings, seminars or other types of conferences that incur fees normally associated with attending conferences of no more than 1 week in duration conducted by professional bodies, educational organisations or special interest groups.

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*Claim process*

- (9) Claims for expenses or reimbursement must be submitted to the administering agency and must include certification that:
  - (a) use of moneys complies with conditions set out in section 1.6; and
  - (b)

## **PART 7**      **TRANSITION ALLOWANCE**

### **7.1**      **Transition Allowance**

- (1) This Allowance is provided to facilitate a Member's post-Parliamentary transition, which may include accessing resettlement advice and services, financial counselling, re-employment counselling, training costs and any other costs incurred as the Member considers necessary.

Subject to 7.2, a Member may claim this Allowance upon ceasing to be Member.

- (3) This Allowance is available for 6 months only from the day after a Member ceases to be a Member.
  - (4) The commencement of the period set in 7.1(3) shall be deferred for a Member who has ceased to be a Member but is seeking to be a candidate in the next election, or is a candidate in the next election, and the period will commence the day after it is confirmed through the election's result that the person will not resume as a Member.
- ↳ The maximum amount of the Allowance is a proportion of the Base Remuneration, set in

- (8) A Member may elect to be provided the Allowance in up to two instalments.
- (9) In exceptional circumstances, such as ill health and bereavement, a Member may apply to the administering agency to adjust the number of instalments specified in 7.1(8).
- (10)