

Queensland



PARLIAMENTARY MEMBERS' SALARIES ACT 1988

**Reprinted as in force on 6 June 2002
(includes amendments up to Act No. 3 of 1996)**

This is the reprint current on the repeal date

Reprint No. 2A

**This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy**

Information about this reprint

This Act is reprinted as at 6 June 2002. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 mentioned in the following list have also been made to use aspects of format and printing style consistent with current drafting practice (s 35).

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of earlier reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Queensland



PARLIAMENTARY MEMBERS' SALARIES ACT 1988

TABLE OF PROVISIONS

Section		Page
PART 1—PRELIMINARY		
1	Short title	3
PART 2—SALARY OF MEMBERS OF LEGISLATIVE ASSEMBLY		
2	Salary entitlement of Legislative Assembly members	3
3	Adjustment of members' salary	4
4	Notification of rate of salary	4
PART 3—ADDITIONAL SALARIES OF OFFICE HOLDERS IN ASSEMBLY		
5	Rates of additional salaries	4
6	Adjustment of additional salary	6
PART 4—ADDITIONAL SALARIES OF MINISTERS		
7	Rates of additional salaries	6
8	Adjustment of additional salary	7
9	Only 1 additional salary payable	7
PART 5—ADDITIONAL SALARY OF PARLIAMENTARY SECRETARIES		
10	Rate of additional salary etc.	7
11	Only 1 additional salary payable	7
PART 6—MISCELLANEOUS		
12	Regulation-making power	8
ENDNOTES		
1	Index to endnotes	9
2	Date to which amendments incorporated	9

Parliamentary Members' Salaries Act 1988

3	Key	9
4	Table of earlier reprints	10
5	Tables in earlier reprints.	10
6	List of legislation	10
7	List of annotations	11
8	Table of renumbered provisions.	12

PARLIAMENTARY MEMBERS' SALARIES ACT 1988

[as amended by all amendments that commenced on or before 6 June 2002]

An Act to provide for the salaries of members of the Legislative Assembly, and for the additional salaries payable to the holders of certain offices in the Assembly and to Ministers and Parliamentary Secretaries

PART 1—PRELIMINARY

1 Short title

This Act may be cited as the *Parliamentary Members' Salaries Act 1988*.

PART 2—SALARY OF MEMBERS OF LEGISLATIVE ASSEMBLY

2 Salary entitlement of Legislative Assembly members

(1) Every member of the Legislative Assembly is entitled on and from the commencement of this Act to salary at the rate of \$47 315 per annum or, where some other rate per annum is determined for the time being under this part, that other rate last so determined.

(2) The provisions of the *Constitution Act Amendment Act 1896* that relate to the salary of a member of the Legislative Assembly apply to the salary to which a member is for the time being entitled under this part.

3 Adjustment of members' salary

(1) The annual rate of salary to which a member of the Legislative Assembly is for the time being entitled shall be varied from time to time so that it is at all times a rate that is \$500 per annum less than the annual rate of salary to which a member of the House of Representatives of the Parliament of the Commonwealth, who is not entitled to any additional salary, is entitled for the time being.

(2) Every such variation shall take effect on and from the day on and from which the variation in the annual rate of salary payable to a member of the Parliament of the Commonwealth on which it depends becomes effective.

4 Notification of rate of salary

As soon as is practicable after each variation in annual rate of salary required by section 3 to be made becomes effective the Governor in Council shall, by gazette notice, declare the annual rate of salary payable to a member of the Legislative Assembly pursuant to the variation.

PART 3—ADDITIONAL SALARIES OF OFFICE HOLDERS IN ASSEMBLY

5 Rates of additional salaries

(1) In addition to the salary payable for the time being under part 2 to members of the Legislative Assembly, there shall be payable to—

- (a) the Speaker—a salary at the rate of \$21 848 per annum or such other rate as is applicable for the time being in accordance with section 6; and
- (b) the Chairperson of Committees of the Legislative Assembly—a salary at the rate of \$11 257 per annum or such other rate as is applicable for the time being in accordance with section 6; and
- (c) the Leader of the Opposition in the Legislative Assembly—a salary at the rate of \$21 848 per annum or such other rate as is applicable for the time being in accordance with section 6; and

Parliamentary Members' Salaries Act 1988

- (d) the Deputy Leader of the Opposition in the Legislative Assembly—a salary at the rate of \$11 257 per annum or such other rate as is applicable for the time being in accordance with section 6; and
- (e) the leader in the Legislative Assembly of a recognised political party, other than the Leader or Deputy Leader of the Opposition—a salary at the rate of \$11 257 per annum or such other rate as is applicable for the time being in accordance with section 6; and
- (f) the Government Whip in the Legislative Assembly—a salary at the rate of \$5 535 per annum or such other rate as is applicable for the time being in accordance with section 6; and
- (g) the Opposition Whip in the Legislative Assembly—a salary at the rate of \$5 535 per annum or such other rate as is applicable for the time being in accordance with section 6; and
- (h) the Government Deputy Whip in the Legislative Assembly—a salary at the rate of \$2 835 per annum or such other rate as is applicable for the time being in accordance with section 6; and
- (i) the chairperson of a committee to which this section applies—a salary at the same rate per annum as applies to the Government Whip under paragraph (f); and
- (j) a member of a committee to which this section applies—a salary at the same rate per annum as applies to the Government Deputy Whip under paragraph (h).

(2) For the purposes of subsection (1) a recognised political party is one of which 10 members at least are members of the Legislative Assembly and none of such members is a Minister.

(3) This section applies to—

- (a) a statutory committee, other than the standing orders committee, within the meaning of the *Parliamentary Committees Act 1995*; and
- (b) any other committee of the Legislative Assembly prescribed under a regulation.

6 Adjustment of additional salary

(1) For the purpose of adjusting from time to time the annual rate of additional salary payable to the holder of an office under section 5, a variation to be made in accordance with section 3 in the annual rate of salary for the time being payable to a member of the Legislative Assembly under section 2 shall be reduced to a percentage of that rate of salary and the annual rate of additional salary shall be varied by the same percentage.

(2) Every such variation in additional salary shall take effect on and from the day on and from which the variation in salary payable under section 2 takes effect.

PART 4—ADDITIONAL SALARIES OF MINISTERS

7 Rates of additional salaries

(1) In addition to the salary payable for the time being under part 2 to members of the Legislative Assembly, on and from the commencement of this Act there shall be payable to—

- (a) the Minister who is recognised as the Premier—a salary at the rate of \$49 506 per annum or such other rate as is applicable for the time being in accordance with section 8;
- (b) the Minister who is recognised as the deputy for the Premier—a salary at the rate of \$35 978 per annum or such other rate as is applicable for the time being in accordance with section 8;
- (c) a Minister who is recognised as the Leader of the House—a salary at the rate of \$33 943 per annum or such other rate as is applicable for the time being in accordance with section 8;
- (d) each other Minister—a salary at the rate of \$29 282 per annum or such other rate as is applicable for the time being in accordance with section 8.

(2) A Minister who is authorised to act in the office of a Minister to whom a higher annual rate of additional salary is payable under subsection (1) shall be paid additional salary at the higher rate applicable under that subsection to that office, in lieu of the rate of additional salary otherwise payable to the Minister under that subsection, in respect of any continuous period of 30 days or more during which the Minister so acts.

(3) The additional salaries payable under subsection (1) are a charge upon and shall be paid from the consolidated fund, which is hereby appropriated accordingly.

8 Adjustment of additional salary

(1) For the purpose of adjusting from time to time the annual rate of additional salary payable to an officer under section 7, a variation to be made in accordance with section 3 in the annual rate of salary for the time being payable to a member of the Legislative Assembly under section 2 shall be reduced to a percentage of that rate of salary and the annual rate of additional salary shall be varied by the same percentage.

(2) Every such variation in additional salary shall take effect on and from the day on and from which the variation in salary payable under section 2 takes effect.

9 Only 1 additional salary payable

If a person is a Minister referred to in 2 paragraphs or more of section 7(1) the person is entitled to only one of the additional salaries prescribed by that section in relation to the offices held by the person.

PART 5—ADDITIONAL SALARY OF PARLIAMENTARY SECRETARIES

10 Rate of additional salary etc.

(1) A Parliamentary Secretary is entitled to be paid additional salary at the rate fixed by the Governor in Council by gazette notice.

(2) The consolidated fund is appropriated for the additional salary.

11 Only 1 additional salary payable

If a person is entitled to be paid additional salary under section 10 and additional salary under section 5, the person is entitled to be paid additional salary only under 1 of the sections.

PART 6—MISCELLANEOUS**12 Regulation-making power**

The Governor in Council may make regulations under this Act.

ENDNOTES**1 Index to endnotes**

	Page
2 Date to which amendments incorporated	9
3 Key	9
4 Table of earlier reprints	10
5 Tables in earlier reprints	10
6 List of legislation	10
7 List of annotations	11
8 Table of renumbered provisions	12

2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 6 June 2002.

3 Key**Key to abbreviations in list of legislation and annotations**

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	prev	= previous
amd	= amended	(prev)	= previously
amdt	= amendment	proc	= proclamation
ch	= chapter	prov	= provision
def	= definition	pt	= part
div	= division	pubd	= published
exp	= expires/expired	R[X]	= Reprint No.[X]
gaz	= gazette	RA	= Reprints Act 1992
hdg	= heading	reloc	= relocated
ins	= inserted	renum	= renumbered
lap	= lapsed	rep	= repealed
notfd	= notified	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 1992
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered

4 Table of earlier reprints

TABLE OF EARLIER REPRINTS

[If a reprint number includes a roman letter, the reprint was released in unauthorised, electronic form only.]

Reprint No.	Amendments included	Reprint date
1	to Act No. 51 of 1995	12 December 1995
2	to Act No. 3 of 1996	7 June 1996

5 Tables in earlier reprints

TABLES IN EARLIER REPRINTS

Name of table	Reprint No.
Changed names and titles	1
Obsolete and redundant provisions	1
Renumbered provisions	1

6 List of legislation

Parliamentary Members' Salaries Act 1988 No. 32

date of assent 21 April 1988
commenced on date of assent
rep 6 June 2002 (2001 No. 81 s 125)
amending legislation—

Public Accounts Committee Act 1988 No. 84 s 45

date of assent 18 November 1988
s 45 commenced 19 November 1988 (proc pubd gaz 18 November 1988 p 1227A)

Parliamentary Members' Salaries Act Amendment Act 1989 No. 31

date of assent 28 April 1989
ss 1–2 commenced on date of assent
s 3(a) commenced 19 November 1988 (see s 2(2) of Act)
s 3(b) commenced 13 July 1989 (proc pubd gaz 13 July 1989 p 2381)
remaining provisions commenced on date of assent (see s 2(1))

Parliamentary Members' Salaries Act Amendment Act 1990 No. 25

date of assent 13 June 1990
commenced on date of assent

Statute Law (Minor Amendments) Act (No. 2) 1995 No. 51 ss 1, 3–4 sch

date of assent 22 November 1995
s 4 sch amendments 5 and 7 commenced 15 September 1995
remaining provisions commenced on date of assent

Constitution (Parliamentary Secretaries) Amendment Act 1996 No. 3 pts 1, 6

date of assent 9 May 1996
commenced on date of assent

7 List of annotations

Title amd R1 (see RA ss 7(1)(k), 40)
sub 1996 No. 3 s 11

Salary entitlement of Legislative Assembly members

s 2 prev s 2 om R1 (see RA s 36)

Adjustment of members' salary

s 3 prev s 3 om R1 (see RA s 40)

Notification of rate of salary

s 4 amd 1995 No. 51 s 4 sch

Rates of additional salaries

s 5 amd 1988 No. 84 s 45(1); 1989 No. 31 s 3; 1990 No. 25 s 3; 1995 No. 51 s 4
sch

Adjustment of additional salary

s 6 prev s 6 om 1995 No. 51 s 4 sch

PART 4—ADDITIONAL SALARIES OF MINISTERS

pt hdg amd R1 (see RA s 39)

Rates of additional salaries

s 7 amd 1995 No. 51 s 3 sch; 1996 No. 3 s 12

Adjustment of additional salary

s 8 prev s 8 om 1995 No. 51 s 4 sch

Only 1 additional salary payable

s 9 amd 1995 No. 51 s 4 sch

PART 5—ADDITIONAL SALARY OF PARLIAMENTARY SECRETARIES

pt hdg prev pt 5 hdg om R1 (see RA s 40)
pres pt 5 hdg ins 1995 No. 51 s 4 sch
sub 1996 No. 3 s 13

Rate of additional salary etc.

s 10 ins 1995 No. 51 s 4 sch
sub 1996 No. 3 s 13

Only 1 additional salary payable

s 11 prev s 11 om 1995 No. 51 s 4 sch
new s 11 ins 1996 No. 3 s 13

PART 6—MISCELLANEOUS

pt hdg ins 1996 No. 3 s 13

Regulation-making power

s 12 prev s 12 om 1995 No. 51 s 4 sch
new s 12 ins 1996 No. 3 s 13

Numbering and renumbering of Act

s 15B ins 1995 No. 51 s 4 sch
om R1 (see RA s 37)

Citation

s 16 om R1 (see RA s 40)

Amendment of s. 5. Meaning of terms

s 17 om R1 (see RA s 40)

Amendment of s. 17. Members' superannuation benefit

s 18 om R1 (see RA s 40)

Amendment of s. 20. Benefit of widows of members other than continuing members

s 19 om R1 (see RA s 40)

8 Table of renumbered provisions

TABLE OF RENUMBERED PROVISIONS [Reprint No. 1]

under the Reprints Act 1992 s 43 as required by the Parliamentary Members' Salaries Act 1988 s 15B

Previous	Renumbered as
4	2
5, 1st sentence	3(1)
5, 2nd sentence	3(2)
7	4
9	5
10, 1st sentence	6(1)
10, 2nd sentence	6(2)
13	7
14, 1st sentence	8(1)
14, 2nd sentence	8(2)
15	9
15A	10