

Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019 (Vic)

Part 3—Determination in relation to Members.

Members of Parliament (Victoria) Determination 01/2019

[varied by [2020] DMPA 01, [2021] DMPA 01 and
[2022] DMPA 01]



The *Members of Parliament (Victoria) Determination 01/2019* was made on 16 September 2019.

This consolidated version includes variations made on 26 June 2020 [[2020] DMPA 01], 25 June 2021 [[2021] DMPA 01] and 22 June 2022 [[2021] DMPA 01].

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Part 1 – Legal matters and definitions

1. **Title:** This Determination is the Members of Parliament (Victoria) Determination No. 01/2019 and is made under Part 3 of the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019* (Vic) by the Victorian Independent Remuneration Tribunal.

2. **Effective date:** This Determination takes effect on 16 September 2019.

3. Definitions

3.1. Terms not defined in this Determination have the same meaning as in the VIRTIPS Act, unless the contrary intention appears.

3.2. In this Determination, unless the contrary intention appears:

basic salary portion has the meaning provided in section 17(5)(b) of the VIRTIPS Act;

electoral district means electoral district of the Legislative Assembly of Victoria;

electoral region means electoral region of the Legislative Council of Victoria;

electorate means:

(a) in the case of a Member of the Legislative Assembly, an electoral district

(b) in the case of a Member of the Legislative Council, an electoral region;

Member means Member of the Parliament;

Parliament means the Parliament of Victoria;

PSAS Act means *Parliamentary Salaries, Allowances and Superannuation Act 1968* (Vic);

travelling allowance rate means the amount determined to be payable for an overnight stay in commercial accommodation in the relevant location as determined from time to time by the tribunal established under the *Remuneration Tribunal Act 1973* (Cth);

- (a) if the Member is the Premier, Deputy Premier, other Minister of the Crown, Presiding Officer or the Leader of the Opposition, to an office holder of the Commonwealth; and
- (b) for all other Members, to a Member of the Parliament of the Commonwealth;

Tribunal means the Victorian Independent Remuneration Tribunal;

Tribunal Guidelines means the guidelines for or with respect to the use of work-related parliamentary allowances and the Electorate Office and Communications Budget made by the Tribunal and in effect at the time;

VIRTIPS Act means the *Victorian Independent Remuneration Tribunal and Improving Parliamentary Standards Act 2019* (Vic);

work-related parliamentary allowances has the meaning provided in section 3 of the VIRTIPS Act.

4. Coverage and application

- 4.1. This Determination sets the value of salaries and allowances for Members. This Determination should be read together with the Tribunal Guidelines.

Part 2 – Basic salary and additional salaries [varied by [2021] DMPA 01 and [2022] DMPA 01]

5. Basic salary

[5.1 varied by [2021] DMPA 01 and [2022] DMPA 01]

- 5.1. The basic salary per annum for a Member is \$192,115.

6. Additional salary for a specified parliamentary office holder

[6.1 substituted by [2021] DMPA 01]

- 6.1. The additional salary per annum for a specified parliamentary office holder listed in column 1 of the table in Schedule A is the value listed in column 2 of the table in Schedule A.

Part 3 – Basic salary portion [varied by [2020] DMPA 01]

7. Basic salary portion

[7.1 substituted by [2020] DMPA 01]

7.1. For the financial year ending 30 June 2020 the basic salary portion per annum is \$168,901.

Note: from 1 July 2020, the value of the basic salary portion is automatically indexed under section 10(1) of the *Parliamentary Salaries, Allowances and Superannuation Act 1968* (Vic).

8. Annual indexation of the basic salary portion

8.1. The method for the annual indexation of the basic salary portion is the calculation of the basic salary portion for each financial year starting from 1 July 2020 in accordance with the following formula—

$$A \times B/C$$

where—

- (a) A is the basic salary portion for the previous financial year;
- (b) B is the full-time adult average weekly ordinary time earnings of employees in Victoria in original terms for the most recent reference period in the preceding calendar year last published by the Australian Bureau of Statistics as at 15 June immediately preceding the date on which the variation is made;
- (c) C is the full-time adult average weekly ordinary time earnings of employees in Victoria in original terms for the corresponding reference period in the calendar year preceding the calendar year referred to in B last published by the Australian Bureau of Statistics as at 15 June immediately preceding the date on which the variation is made.

Part 4 – Work-related parliamentary allowances
[varied by [2021] DMPA 01 and [2022] DMPA 01]

9. Expense allowance

[9.1 varied by [2021] DMPA 01]

9.1. The expense allowance per annum for a specified parliamentary office holder listed in column 1 of the table in Schedule A is the value listed in column 3 of the table in Schedule A.

9.2. The expense allowance for a Member, who is not a specified parliamentary office holder listed in column 1 of the table in Schedule A, is \$0.

10. Electorate allowance

[10.1 varied by [2021] DMPA 01 and [2022] DMPA 01]

10.1. The electorate allowance per annum for a Member is:

- (a) if the electorate that the Member represents is listed in table 1 of Schedule B, \$42,155;
- (b) if the electorate that the Member represents is listed in table 2 of Schedule B, \$45,771; or
- (c) if the electorate that the Member represents is listed in table 3, 4 or 5 of Schedule B, \$50,499.

11. Parliamentary accommodation sitting allowance

11.1. The parliamentary accommodation sitting allowance per annum for an eligible Member is:

- (a) if the Member is the Premier, \$53,217;
- (b) if the Member is the Deputy Premier, \$46,565;
- (c) if the Member is any other Minister of the Crown, the President, the Speaker, the Deputy President, the Deputy Speaker, the Cabinet Secretary, the Leader of the Opposition, the Deputy Leader of the Opposition, the Leader of the Opposition in the Legislative Council, the Deputy Leader of the Opposition in the Legislative Council, the Leader of the Third Party or the Deputy Leader of the Third Party, \$39,910; or

(d) if the Member is none of the above, \$26,609.

Note: the Tribunal Guidelines specify eligibility criteria for claiming the parliamentary accommodation sitting allowance.

12. Motor vehicle allowance

[12.1 varied by [2022] DMPA 01]

12.1. The motor vehicle allowance per annum for a Member who does not elect to be provided with a motor vehicle under section 6(6) of the PSAS Act is:

- (a) if the Member's electorate is listed in table 1 or 2 of Schedule B, \$22,353; or
- (b) if the Member's electorate is listed in table 3, 4 or 5 of Schedule B, \$33,680.

13. Travel allowance

13.1. The travel allowance per night for a Member is the travelling allowance rate, save that a Member is only entitled to be paid that part of the travel allowance which is equal to his or her claimable costs under the applicable rules in the Tribunal Guidelines.

Note: the Tribunal Guidelines specify eligibility criteria for claiming the travel allowance.

14. Commercial transport allowance

14.1. The commercial transport allowance per financial year for a Member is the following, save that a Member is only entitled to be paid that part of the commercial transport allowance which is equal to his or her claimable costs under the applicable rules in the Tribunal Guidelines:

- (a) if the electorate that the Member represents is listed in table 1, 2 or 3 of Schedule B, \$5,000;
- (b) if the electorate that the Member represents is listed in table 4 of Schedule B, \$10,971; or
- (c) if the electorate that the Member represents is listed in table 5 of Schedule B, \$17,226.

Note: the Tribunal Guidelines specify eligibility criteria for claiming the commercial transport allowance.

15. International travel allowance

[15.1 varied by [2021] DMPA 01]]

15.1. The international travel allowance per financial year for a Member is \$10,080, save that a Member is only entitled to be paid that part of the international travel allowance which is equal to his or her claimable costs under the applicable rules in the Tribunal Guidelines.

Note: the Tribunal Guidelines specify eligibility criteria for claiming the international travel allowance.

Part 5 – Electorate Office and Communications Budget [varied by [2021] DMPA 01]

16. Electorate Office and Communications Budget

[16.1 varied by [2021] DMPA 01 and [2022] DMPA 01]

16.1. Subject to clauses 16.2, 16.3 and 16.4, the Electorate Office and Communications Budget per financial year for a Member is, rounded to the nearest dollar:

(a) if the Member is a Member of the Legislative Assembly, the sum of:

- i. the total number of voters enrolled in Victoria (as last published by the Victorian Electoral Commission as at the last day of February of the previous financial year), divided by 88, multiplied by \$0.92, multiplied by 1.044, and
- ii. the total number of voters enrolled in the electoral district that the Member represents (as last published by the Victorian Electoral Commission as at the last day of February of the previous financial year) multiplied by \$1.22, multiplied by 1.044;
or

(b) if the Member is a Member of the Legislative Council, the total number of voters enrolled in Victoria (as last published by the Victorian Electoral Commission as at the last day of February of the previous financial year), divided by 88, multiplied by \$2.14, multiplied by 1.044.

[16.2 varied by [2022] DMPA 01]

16.2. For a financial year in which a general election for the Parliament is held, the Electorate Office and Communications Budget is:

(a) for the period from 1 July to 30 November of the financial year, 5/12ths of the amount calculated in accordance with:

- i. clause 16.1(a) if the Member is a Member of the Legislative Assembly, and
- ii. clause 16.1(b) if the Member is a Member of the Legislative Council;

(b) for the period from 1 December to 30 June of the financial year, 7/12ths of:

- i. if the Member is a Member of the Legislative Assembly, the sum of:
 - the amount calculated in accordance with clause 16.1(a) i., and
 - the total number of voters enrolled in the electoral district that the Member represents (according to the electoral roll prepared by the Victorian Electoral Commission, pursuant to section 29 of the *Electoral Act 2002* (Vic), in relation to the general election) multiplied by \$1.22, multiplied by 1.044; or
- ii. if the Member is a Member of the Legislative Council, the amount calculated in accordance with clause 16.1(b).

16.3. For a financial year in which a Member first joins the Parliament other than as a result of a general election, the Electorate Office and Communications Budget for that Member is to be calculated using the following formula:

$$D \times \frac{E}{F}$$

where—

(a) D is the amount calculated in accordance with clause 16.1(a) if the Member is a Member of the Legislative Assembly, or the amount

calculated in accordance with clause 16.1(b) if the Member is a Member of Legislative Council;

(b) E is the number of days remaining in the financial year from the day the Member first joined the Parliament; and

(c) F is the total number of days in the financial year.

16.4. For the financial year ending 30 June 2020, the Electorate Office and Communications Budget for a Member is equal to the amount remaining unspent in the Electorate Office and Communications Budget made available to that Member, in accordance with the Parliament of Victoria's Members Guide and administered by the Department of Parliamentary Services, immediately prior to this Determination taking effect.

Note: the Tribunal Guidelines specify eligibility criteria for claiming the Electorate Office and Communications Budget.

Warren McCann

The Honourable Jennifer Acton

Barbara Belcher AM

Chair

Member

Member

Victorian Independent Remuneration Tribunal

Victorian Independent Remuneration Tribunal

Victorian Independent Remuneration Tribunal

Date: 16/09/2019

Schedule A — Additional salary and expense allowance rates

[Table in Schedule A varied by [2021] DMPA 01 and [2022] DMPA 01]

Column 1 Specified parliamentary office holder	Column 2 Additional salary from 1 July 2022 \$	Column 3 Expense allowance from 1 July 2022 \$
Premier	214,368	58,435
Deputy Premier	181,299	22,343
Any other responsible Minister of the Crown	161,480	17,187
Leader of the Opposition	161,480	17,187
President	141,053	6,875
Speaker	141,053	6,875
Deputy President	54,197	3,438
Deputy Speaker	54,197	3,438
Deputy Leader of the Opposition in the Assembly	77,250	3,438
Leader of the Opposition in the Council	77,250	3,438
Leader of the Third Party (unless they are also the Leader or Deputy Leader of the Opposition or a Minister of the Crown)	77,250	3,438
Cabinet Secretary	77,250	3,438
Parliamentary Secretary to the Premier	54,197	3,438
A Shadow Minister	16,787	12,031
Government Whip in the Assembly	34,580	0
Deputy Government Whip in the Assembly	19,211	0
Deputy Leader of the Opposition in the Council	34,580	0
A Parliamentary Secretary (other than the Parliamentary Secretary to the Premier)	44,591	3,438
Deputy Leader of the Third Party (unless they are also the Leader or Deputy Leader of the Opposition or a Minister of the Crown)	34,580	0
Government Whip in the Council	21,132	0
Opposition Whip in the Assembly	21,132	0
Opposition Whip in the Council	21,132	0
Whip of the Third Party in the Assembly	21,132	0
Whip of the Third Party in the Council	21,132	0
Secretary of the Party forming the Government	7,685	0
Secretary of the Opposition Party	7,685	0

Secretary of the Third Party	7,685	0
Chairperson of the Public Accounts and Estimates Committee	38,423	0
Chairperson of the Scrutiny of Acts and Regulations Committee	28,817	0
Chairperson of the Integrity and Oversight Committee	28,817	0
Chairperson of a standing committee appointed under standing order of the Assembly or the Council	19,211	0
Chairperson of a Joint Investigatory Committee within the meaning of the <i>Parliamentary Committees Act 2003</i> (Vic) which is not otherwise provided for in this table	19,211	0
Chairperson of joint select committee when resolution establishing committee so provides that chairperson is entitled	9,606	0
Deputy chairperson of the Public Accounts and Estimates Committee	7,685	0
Deputy chairperson of the Scrutiny of Acts and Regulations Committee	7,685	0
Deputy chairperson of the Integrity and Oversight Committee	7,685	0

Schedule B — Electorates of Victoria

[Tables in Schedule B varied by [2022] DMPA 01]

Table 1 — electorates of less than 500 square kilometres^(a)

Electoral districts for the Legislative Assembly	
Albert Park	Malvern
Ashwood	Melbourne
Bayswater	Melton
Bellarine	Mill Park
Bentleigh	Monbulk
Berwick	Mordialloc
Box Hill	Mornington
Brighton	Mulgrave
Broadmeadows	Narre Warren North
Brunswick	Narre Warren South
Bulleen	Nepean
Bundoora	Niddrie
Carrum	Northcote
Caulfield	Oakleigh
Clarinda	Pakenham
Cranbourne	Pascoe Vale
Croydon	Point Cook
Dandenong	Prahran
Eltham	Preston
Essendon	Richmond
Evelyn	Ringwood
Footscray	Rowville
Frankston	Sandringham
Geelong	South Barwon
Glen Waverley	St Albans
Greenvale	Sunbury
Hastings	Sydenham
Hawthorn	Tarneit
Ivanhoe	Thomastown
Kalkallo	Warrandyte
Kew	Wendouree
Kororoit	Werribee
Laverton	Williamstown
Electoral regions for the Legislative Council	
Southern Metropolitan	

Note: (a) effective from 1 November 2022.

Table 2 — electorates of 500 square kilometres or more but less than 5,000 square kilometres^(a)

Electoral districts for the Legislative Assembly	
Bass	Macedon
Bendigo East	Morwell
Bendigo West	Narracan
Eureka	Shepparton
Lara	Yan Yean
Electoral regions for the Legislative Council	
North-Eastern Metropolitan	South-Eastern Metropolitan
Northern Metropolitan	Western Metropolitan

Note: (a) effective from 1 November 2022.

Table 3 — electorates of 5,000 square kilometres or more but less than 10,000 square kilometres^(a)

Electoral districts for the Legislative Assembly	
Benambra	Polwarth
Gippsland South	South-West Coast
Electoral regions for the Legislative Council	
N/A	

Note: (a) effective from 1 November 2022.

Table 4 — electorates of 10,000 square kilometres or more but less than 20,000 square kilometres^(a)

Electoral districts for the Legislative Assembly	
Eildon	Ovens Valley
Euroa	Ripon
Murray Plains	
Electoral regions for the Legislative Council	
N/A	

Note: (a) effective from 1 November 2022.

Table 5 — electorates of 20,000 square kilometres or more^(a)

Electoral districts for the Legislative Assembly	
Gippsland East	Mildura
Lowan	
Electoral regions for the Legislative Council	
Eastern Victoria	Western Victoria
Northern Victoria	

Note: (a) effective from 1 November 2022.