

Queensland



# PARLIAMENTARY MEMBERS' SALARIES ACT 1988

**Reprinted as in force on 12 December 1995  
(includes amendments up to Act No. 51 of 1995)**

**Reprint No. 1**

**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 12 December 1995. The reprint—

- shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c))
- incorporates all necessary consequential amendments, whether of punctuation, numbering or another kind (Reprints Act 1992 s 5(d)).

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—

- update citations and references (pt 4, div 2)
- update references (pt 4, div 3)
- express gender specific provisions in a way consistent with current drafting practice (s 24)
- use gender neutral office names (s 25)
- use different spelling consistent with current drafting practice (s 26(2))
- use standard punctuation consistent with current drafting practice (s 27)
- use expressions consistent with current drafting practice (s 29)
- relocate marginal or cite notes (s 34)
- use aspects of format and printing style consistent with current drafting practice (s 35)
- omit provisions that are no longer required (ss 36, 37, 39 and 40)
- omit the enacting words (s 42A)
- number and renumber certain provisions and references (s 43)).

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in the reprint, including—**
  - **table of changed names and titles**
  - **table of obsolete and redundant provisions**
  - **table of renumbered provisions.**

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**PARLIAMENTARY MEMBERS'  
SALARIES ACT 1988**

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# PARLIAMENTARY MEMBERS' SALARIES ACT 1988

[as amended by all amendments that commenced on or before 12 December 1995]

**An Act to provide for salaries and additional salaries of members of the Legislative Assembly and of officers of the Crown who are members of the Legislative Assembly and for the future adjustment thereof and for related purposes**

## PART 1—PRELIMINARY

### Short title

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

## PART 2—SALARY OF MEMBERS OF LEGISLATIVE ASSEMBLY

### Salary entitlement of Legislative Assembly members

2.(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.

**Adjustment of members' salary**

**3.(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.

**Notification of rate of salary**

**4.** 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****Rates of additional salaries**

**5.(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;
- (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;
- (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

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for the time being in accordance with section 6;

- (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;
- (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;
- (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;
- (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;
- (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;
- (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.

**Adjustment of additional salary**

**6.(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****Rates of additional salaries**

**7.(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) the 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.

### **Adjustment of additional salary**

8.(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.

### **Only 1 additional salary payable**

9. 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—MISCELLANEOUS**

### **Regulation making power**

10. The Governor in Council may make regulations under this Act.

**ENDNOTES****1 Index to endnotes**

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**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 12 December 1995. Future amendments of the Parliamentary Members' Salaries Act 1988 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

### 3 Key

#### Key to abbreviations in list of legislation and annotations

AIA	=	Acts Interpretation Act 1954	(prev)	=	previously
amd	=	amended	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
om	=	omitted	sch	=	schedule
o in c	=	order in council	sdiv	=	subdivision
p	=	page	SIA	=	Statutory Instruments Act 1992
para	=	paragraph	SL	=	subordinate legislation
prec	=	preceding	sub	=	substituted
pres	=	present	unnum	=	unnumbered
prev	=	previous			

### 4 List of legislation

#### **Parliamentary Members' Salaries Act 1988 No. 32**

date of assent 21 April 1988  
 commenced on date of assent  
 as amended by—

#### **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)

#### **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

**5 List of annotations**

**Long title** amd R1 (see amending or repealing provision omitted by RA ss 7(1)(k), 40)

**Arrangement**

s 2 om R1 (see RA s 36)

**Repeals and amendments**

s 3 om R1 (see RA s 40)

**Application of provisions**

s 6 om 1995 No. 51 s 4 sch

**Notification of rate of salary**

s 4 amd 1995 No. 51 s 4 sch

**Certain variations disregarded**

s 8 om 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

**Application of provisions**

s 11 om 1995 No. 51 s 4 sch

**PART 4—ADDITIONAL SALARIES OF MINISTERS**

pt hdg amd R1 (see RA s 39)

**Interpretation**

s 12 om 1995 No. 51 s 4 sch

**Rates of additional salaries**

s 7 amd 1995 No. 51 s 3 sch

**Only 1 additional salary payable**

s 9 amd 1995 No. 51 s 4 sch

**PART 5—MISCELLANEOUS**

pt hdg prev pt hdg om R1 (see RA s 40)  
pres pt hdg ins 1995 No. 51 s 4 sch

**Regulation making power**

s 10 ins 1995 No. 51 s 4 sch

**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)

**6 Table of changed names and titles**

TABLE OF CHANGED NAMES AND TITLES  
under the Reprints Act 1992 ss 23 and 23A

Old	New	Reference provision
consolidated revenue fund	consolidated fund	Financial Administration and Audit Act 1977 s 112

**7 Table of obsolete and redundant provisions**

TABLE OF OBSOLETE AND REDUNDANT PROVISIONS  
under the Reprints Act 1992 s 39

Omitted provision	Provision making omitted provision obsolete/redundant
references to Minister	Acts Interpretation Act 1954 s 33(1)(a)
references to Queensland implied	Acts Interpretation Act 1954 s 35
references to speaker	Acts Interpretation Act 1954 s 36, def "speaker"

**8 Table of renumbered provisions**

TABLE OF RENUMBERED PROVISIONS  
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)

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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
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