

**Reprint
as at 1 July 2010**



**Parliamentary Salaries and
Allowances Determination 2009**

(SR 2009/340)

Parliamentary Salaries and Allowances Determination 2009: revoked, on 1 July 2010 (after expiring on 30 June 2010), by clause 7 of the Parliamentary Salaries and Allowances Determination 2010 (SR 2010/487).

Pursuant to section 16 of the Civil List Act 1979 and to the Remuneration Authority Act 1977, the Remuneration Authority makes the following determination (to which is appended an explanatory memorandum).

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

6

Schedule 2
Allowance payable under section 16 of Civil List Act
1979

Determination

- 1 Title**
This determination is the Parliamentary Salaries and Allowances Determination 2009.
- 2 Commencement**
This determination is deemed to have come into force on 1 July 2009.
- 3 Expiry**
This determination expires on 30 June 2010.
- 4 Interpretation**
In this determination, **party** means a parliamentary political party whose members in the House of Representatives include at least 1 member elected as a constituency or list candidate for that party.
- 5 Salaries**

 - (1) The salaries payable under section 16 of the Civil List Act 1979 are set out in Schedule 1.
 - (2) No member of Parliament may be paid more than 1 salary at any one time under any of the provisions of Schedule 1 and, if a member holds 2 or more offices, the salary payable to that member is that payable for the office for which the highest salary is payable.
- 6 Allowance**

 - (1) The allowance payable under section 16 of the Civil List Act 1979 is set out in Schedule 2.
 - (2) The allowance is paid to the recipient for the purpose of reimbursing the recipient for expenses that arise from the recipient's official and parliamentary duties and that are not other-

wise covered by a determination made under section 20A of the Civil List Act 1979.

7 Revocation

The Parliamentary Salaries and Allowances Determination 2008 (SR 2008/435) is revoked.

Schedule 1 cl 5(1)
**Salaries payable under section 16 of Civil
List Act 1979**

Office	Yearly rate of salary payable on and after 1 July 2009 (\$)
<i>Members of the Executive</i>	
Prime Minister	393,000
Deputy Prime Minister	276,700
Each member of the Executive Council who is a Minister of the Crown holding 1 or more portfolios and who is a member of Cabinet	243,700
Each member of the Executive Council who is a Minister of the Crown holding 1 or more portfolios, but who is not a member of Cabinet	204,300
Each other member of the Executive Council	176,900
Each Parliamentary Under-Secretary	157,000
<i>Officers of the House of Representatives</i>	
Speaker of the House of Representatives	243,700
Deputy Speaker	169,900
Each Assistant Speaker	144,500
<i>Leader of the Opposition</i>	
Leader of the Opposition	243,700
<i>Other Party Leaders</i>	
Each member of Parliament who is the Leader of a party—	
Base salary	144,500
<i>plus</i>	

Office	Yearly rate of salary payable on and after 1 July 2009 (\$)
For each additional member of the party in the House of Representatives up to a maximum of 5	1,800
<i>plus</i>	
For each additional member of the party in the House of Representatives over 5 up to a maximum of 23	1,200
<i>plus</i>	
For each additional member of the party in the House of Representatives over 23	600
<i>Deputy Leaders</i>	
Each member of Parliament who is the Deputy Leader of a party whose members in the House of Representatives number not less than 25—	
Base salary	167,450
<i>plus</i>	
For each additional member of the party in the House of Representatives over 25 up to a maximum of 35	600
<i>plus</i>	
For each additional member of the party in the House of Representatives over 35 up to a maximum of 45	340
Provided that the maximum salary for the Deputy Leader of a party must not exceed	176,900
<i>Whips</i>	
In respect of each party whose members in the House of Representatives number not less than 4—	
One Whip	
Base salary	144,500
<i>plus</i>	
For each member of the party in the House of Representatives over 6 up to a maximum of 24	1,200
<i>plus</i>	
For each member of the party in the House of Representatives over 24 up to a maximum of 35	600

Office	Yearly rate of salary payable on and after 1 July 2009 (\$)
<i>plus</i>	
For each member of the party in the House of Representatives over 35 up to a maximum of 45	340
Provided that the maximum salary for any opposition party Whip must not exceed	176,900
<i>Senior Government Whip</i>	
If a Whip referred to in one of the provisions under the heading <i>Whips</i> is also the Senior Government Whip an additional sum is added	4,300
In respect of each party whose members in the House of Representatives number not less than 25—	
One Junior Whip	144,500
<i>Chairpersons of select committees</i>	
Each member of Parliament who is—	144,500
(a) the chairperson of the Regulations Review Committee; or	
(b) the chairperson of a subject select committee specified in Standing Order 184 of the Standing Orders of the House of Representatives	
<i>Deputy chairpersons of select committees</i>	
Each member of Parliament who is—	135,300
(a) the deputy chairperson of the Regulations Review Committee; or	
(b) the deputy chairperson of a subject select committee specified in Standing Order 184 of the Standing Orders of the House of Representatives	
<i>Other members of Parliament</i>	
Each other member of Parliament	131,000

Schedule 2
Allowance payable under section 16 of
Civil List Act 1979

cl 6(1)

Expenses allowance

Each member of Parliament is to be paid an expenses allowance in accordance with the following table:

Office	Yearly rate of expenses allowance payable on and after 1 July 2009
	(\$)
Prime Minister	19,700
Speaker	18,400
Each other member of Parliament	14,800

Dated at Wellington this 3rd day of November 2009.

Michael Wintringham,
Chairman.

A Foulkes,
Member.

J Errington,
Member.

Explanatory memorandum

This memorandum is not part of the determination, but is intended to indicate its general effect.

1 Remuneration

- 1.1 The Remuneration Authority (the **Authority**) has reviewed the remuneration of members of Parliament with effect from 1 July 2009. The Authority has decided that there should be no adjustment to members' remuneration this year.
- 1.2 In coming to this decision, the Authority applied the statutory criteria set out in the Remuneration Authority Act 1977. The decision was informed by the sharp reduction in the growth of State sector pay during 2009, and also acknowledges that those who are requesting or requiring others to reduce public expenditure and forgo salary increases should, in turn, be able to demonstrate leadership in that regard. It is the Authority's understanding that this was the rationale behind the 10 February 2009 resolution by members of Parliament in which they expressed their wish for no increase in their remuneration arising from the Authority's 2009 review.
- 1.3 The Authority's approach to this determination is broadly the same as that taken earlier this year in determining the remuneration of local government elected representatives. Where there was a valid reason put forward and unanimity (or near unanimity) among the elected representatives of a council for no increase, the Authority made no adjustment to remuneration for that council, provided this could be justified in terms of the Authority's statutory criteria.
- 1.4 The Authority will again review the remuneration of members of Parliament from 1 July 2010.

2 Allowance

- 2.1 The basic expenses allowance is intended to cover out-of-pocket expenses incurred in the pursuit of parliamentary business and may include—
 - (a) the entertainment of visitors, staff, constituents, and officials; and
 - (b) memberships, sponsorships, and fees; and
 - (c) koha; and
 - (d) donations and raffle tickets; and
 - (e) gifts and prizes; and

- (f) flowers (including wreaths); and
 - (g) passport photos; and
 - (h) clothing and grooming (Prime Minister only); and
 - (i) briefcases and luggage; and
 - (j) meals.
- 2.2 The list in clause 2.1 is indicative, not definitive, and will be reviewed by the Authority from time to time in consultation with the Commissioner of Inland Revenue.
- 2.3 No adjustment has been made to the basic expenses allowance this year. The allowance is not part of remuneration, and therefore the setting of the allowance is not subject to the same statutory criteria as remuneration. However, the Authority considered that, consistent with the general requirement being set by the Government for fiscal constraint, and in the absence of any submission in favour of adjusting the allowance, it should remain at the same level for a further year.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 5 November 2009.

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Notes

1 *General*

This is a reprint of the Parliamentary Salaries and Allowances Determination 2009. The reprint incorporates all the amendments to the determination as at 1 July 2010, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, *see* <http://www.pco.parliament.govt.nz/reprints/>.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked

are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

**5 *List of amendments incorporated in this reprint
(most recent first)***

Parliamentary Salaries and Allowances Determination 2010 (SR 2010/487):
clause 7

Parliamentary Salaries and Allowances Determination 2009 (SR 2009/340):
clause 3
