

1992

**THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN  
CAPITAL TERRITORY**

**INTERIM PLANNING (REMUNERATION AND  
ALLOWANCES) REGULATIONS**

**EXPLANATORY MEMORANDUM**

**Circulated by Authority of the Minister for the  
Environment, Land and Planning**

**Bill Wood MLA**

## INTERIM PLANNING (REMUNERATION AND ALLOWANCES) REGULATIONS

The Interim Planning (Remuneration and Allowances) Regulations, which are made under the *Interim Planning Act 1990*, set out the remuneration and allowances which are to be paid to the Chief Planner.

The *Interim Territory Planning Act* was enacted by the Territory to meet the requirements of section 25 of the *Australian Capital Territory (Planning and Land Management) Act 1988* of the Commonwealth. Section 25 of the Commonwealth Act requires the Legislative Assembly to make laws providing for the establishment of a Territory planning authority with various functions, including the function of preparing and administering a plan in respect of land. The office of Chief Planner was created by the *Interim Planning Act* to facilitate this administration.

Section 38 of the *Interim Planning Act* provides for the payment of remuneration and allowances to the Chief Planner. The section provides that the Chief Planner is to be paid such remuneration and allowances as are determined by the Remuneration Tribunal of the Commonwealth or, if there is no such determination, then such remuneration and allowances as are prescribed. These Regulations are made under the alternative method because there is no relevant determination of the Remuneration Tribunal. The retrospective operation of the Regulations confers a benefit on the Chief Planner and clarifies the basis on which payments have been made to the Chief Planner since 12 March 1991.

Regulation 1 gives the formal citation for the Regulations.

Regulation 2 provides that the regulations are to be taken to have commenced on 12 March 1991.

Regulation 3 specifies the remuneration and allowances that are to be paid to the Chief Planner. These are equivalent to those that would be paid to person holding an office with a similar level of functions and duties in the Australian Public Service.