

EXPLANATORY STATEMENT

STATUTORY RULES NO. 3 OF 1983

Issued by the Authority of the Minister for Trade and Resources.

TRADE COMMISSIONERS REGULATIONS (AMENDMENT)

Regulation 43 - Representation Supplement

Section 12 of the Trade Commissioners Act 1933 (the Act) provides that the Governor-General may make regulations, not inconsistent with the Act, prescribing all matters which by the Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed, for giving effect to the Act.

Sub-Section 4(2) of the Act provides that a Trade Commissioner or an Assistant Trade Commissioner who was not, immediately prior to his appointment, an officer of the Public Service of the Commonwealth, shall be paid such salary, allowances and expenses as are prescribed or as the Governor-General in any particular case determines. Sub-Section 6(3) of the Act provides that an officer of the Public Service of the Commonwealth, who is appointed a Trade Commissioner or an Assistant Trade Commissioner, shall be paid salary at the same rate as he was being paid immediately prior to his appointment, together with such additional remuneration and allowances as are prescribed or as the Governor-General in any particular case determines.

The Prime Minister has directed that the Public Service Board will be the general co-ordinating authority for conditions of service for Trade Commissioner staff.

The current provisions covering the payment of Representation Supplement are contained in Schedule 6A, a Determination made by the Governor-General under the Act.

The rates of Representation Supplement are tied to individual allocations of Representation Funds made to Trade Commissioners.

To remove the necessity to amend Schedule 6A as provisions are varied in the future it is proposed to substitute that Schedule with a regulation.

- Schedule 6A can then be revoked.

The Public Service Board has no objection to the proposal to give Trade Commissioners and Assistant Trade Commissioners, by way of regulation, the same conditions as public servants in respect of:

- Representation Supplement

The Attorney-General's Department has prepared draft Statutory Rules to make new Regulation 43 to provide for the payment of representation supplement to Commissioners under the same conditions as for public servants.

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