Fair Entitlements Guarantee (Indexation of Maximum Weekly Wage) Regulation 2013

Select Legislative Instrument No. 182, 2013 as amended
made under the


Compilation start date: 31 May 2014
Includes amendments up to: SLI No. 58, 2014

Prepared by the Office of Parliamentary Counsel, Canberra
About this compilation

This compilation

This is a compilation of the *Fair Entitlements Guarantee (Indexation of Maximum Weekly Wage) Regulation 2013* as in force on 31 May 2014. It includes any commenced amendment affecting the legislation to that date.

This compilation was prepared on 3 June 2014.

The notes at the end of this compilation (the *endnotes*) include information about amending laws and the amendment history of each amended provision.

Uncommenced amendments

The effect of uncommenced amendments is not reflected in the text of the compiled law but the text of the amendments is included in the endnotes.

Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

Modifications

If a provision of the compiled law is affected by a modification that is in force, details are included in the endnotes.

Provisions ceasing to have effect

If a provision of the compiled law has expired or otherwise ceased to have effect in accordance with a provision of the law, details are included in the endnotes.
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Fair Entitlements Guarantee (Indexation of Maximum Weekly Wage) Regulation 2013
1 Name of Regulations

This regulation is the *Fair Entitlements Guarantee (Indexation of Maximum Weekly Wage) Regulation 2013*.

3 Authority

This regulation is made under the *Fair Entitlements Guarantee Act 2012*.

4 Definitions

In this regulation:

*Act* means the *Fair Entitlements Guarantee Act 2012*.

5 Maximum weekly wage

(1) For paragraph (b) of the definition of *maximum weekly wage* in section 5 of the Act, this section sets out the manner of indexing the amounts specified in that definition.

(2) The maximum weekly wage for the period starting on 1 August 2013 and ending at the end of 30 June 2014 is worked out using the following steps.

<table>
<thead>
<tr>
<th>Steps</th>
<th>Description</th>
</tr>
</thead>
</table>
| Step 1 | Identify the last assessment of current average weekly ordinary time earnings published by the Australian Statistician before 1 August 2013.  
*Note:* This is the most recently published amount of the average weekly ordinary time earnings, seasonally adjusted, for full-time adult employees of all employers in Australia. |
| Step 2 | Divide it by the last assessment of current average weekly ordinary time earnings published by the Australian Statistician before 1 July of the previous year.  
*Note:* This is the most recently published amount of the average weekly ordinary time earnings, seasonally adjusted, for full-time adult employees of all employers in Australia. |
Section 5

Steps

Step 3  Round the result to 3 decimal places. If the fourth decimal place is 5 or above, round it up.

If the rounded result is less than 1, the rounded result becomes 1.

Multiply $2,364.00 by the rounded result.

If the result includes a number of cents, round the result to the nearest dollar.

Round up an amount of 50 cents.

The result is the maximum weekly wage for the period starting on 1 August 2013 and ending at the end of 30 June 2014.

(3) The maximum weekly wage for the years starting on 1 July 2014, 1 July 2015, 1 July 2016 and 1 July 2017 is the maximum weekly wage for the period starting on 1 August 2013 and ending at the end of 30 June 2014.

Steps

Step 1  Identify the last assessment of current average weekly ordinary time earnings published by the Australian Statistician before 1 July of the year for which the calculation is being made.

Note: This is the most recently published amount of the average weekly ordinary time earnings, seasonally adjusted, for full-time adult employees of all employers in Australia.

Step 2  Divide it by the last assessment of current average weekly ordinary time earnings published by the Australian Statistician before 1 July of the previous year.

Note: This is the most recently published amount of the average weekly ordinary time earnings, seasonally adjusted, for full-time adult employees of all employers in Australia.

Step 3  Round the result to 3 decimal places. If the fourth decimal place is 5 or above, round it up.

If the rounded result is less than 1, the rounded result becomes 1.

Multiply the maximum weekly wage for the period starting on 1 August 2013 and ending at the end of 30 June 2014 by the rounded result.

If the result includes a number of cents, round the result to the nearest dollar.

Round up an amount of 50 cents.

The result is the maximum weekly wage for the year starting on 1 July for which the calculation is being made.

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(4) The maximum weekly wage for a year starting on 1 July 2018, or a later year starting on 1 July, is the maximum weekly wage for the previous year, indexed using the following steps.

Steps

Step 1  Identify the last assessment of current average weekly ordinary time earnings published by the Australian Statistician before 1 July of the year for which the calculation is being made.

Note: This is the most recently published amount of the average weekly ordinary time earnings, seasonally adjusted, for full-time adult employees of all employers in Australia.

Step 2  Divide it by the last assessment of current average weekly ordinary time earnings published by the Australian Statistician before 1 July of the previous year.

Note: This is the most recently published amount of the average weekly ordinary time earnings, seasonally adjusted, for full-time adult employees of all employers in Australia.

Step 3  Round the result to 3 decimal places. If the fourth decimal place is 5 or above, round it up.

If the rounded result is less than 1, the rounded result becomes 1.

Multiply the maximum weekly wage for the previous year by the rounded result.

If the result includes a number of cents, round the result to the nearest dollar.

Round up an amount of 50 cents.

The result is the maximum weekly wage for the year starting on 1 July for which the calculation is being made.
Endnotes

Endnote 1—About the endnotes

The endnotes provide details of the history of this legislation and its provisions. The following endnotes are included in each compilation:

Endnote 1—About the endnotes
Endnote 2—Abbreviation key
Endnote 3—Legislation history
Endnote 4—Amendment history
Endnote 5—Uncommenced amendments
Endnote 6—Modifications
Endnote 7—Misdescribed amendments
Endnote 8—Miscellaneous

If there is no information under a particular endnote, the word “none” will appear in square brackets after the endnote heading.

Abbreviation key—Endnote 2
The abbreviation key in this endnote sets out abbreviations that may be used in the endnotes.

Legislation history and amendment history—Endnotes 3 and 4
Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended the compiled law. The information includes commencement information for amending laws and details of application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision level. It also includes information about any provisions that have expired or otherwise ceased to have effect in accordance with a provision of the compiled law.

Uncommenced amendments—Endnote 5
The effect of uncommenced amendments is not reflected in the text of the compiled law but the text of the amendments is included in endnote 5.

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Endnote 1—About the endnotes

**Modifications—Endnote 6**
If the compiled law is affected by a modification that is in force, details of the modification are included in endnote 6.

**Misdescribed amendments—Endnote 7**
An amendment is a misdescribed amendment if the effect of the amendment cannot be incorporated into the text of the compilation. Any misdescribed amendment is included in endnote 7.

**Miscellaneous—Endnote 8**
Endnote 8 includes any additional information that may be helpful for a reader of the compilation.
Endnotes

Endnote 2—Abbreviation key

ad = added or inserted         pres = present
am = amended                   prev = previous
c = clause(s)                  (prev) = previously
Ch = Chapter(s)                Pt = Part(s)
def = definition(s)           r = regulation(s)/rule(s)
Dict = Dictionary              Reg = Regulation/Regulations
disallowed = disallowed by Parliament reloc = relocated
Div = Division(s)             renum = renumbered
exp = expired or ceased to have effect rep = repealed
hdg = heading(s)              rs = repealed and substituted
LI = Legislative Instrument   s = section(s)
LIA = Legislative Instruments Act 2003 Sch = Schedule(s)
mod = modified/modification    Sdiv = Subdivision(s)
No = Number(s)                SLI = Select Legislative Instrument
o = order(s)                  SR = Statutory Rules
Ord = Ordinance               Sub-Ch = Sub-Chapter(s)
orig = original                SubPt = Subpart(s)
par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)

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   Regulation 2013
## Endnote 3—Legislation history

<table>
<thead>
<tr>
<th>Number and year</th>
<th>FRLI registration</th>
<th>Commencement</th>
<th>Application, saving and transitional provisions</th>
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<tbody>
<tr>
<td>182, 2013</td>
<td>26 July 2013 (see F2013L01439)</td>
<td>27 July 2013</td>
<td></td>
</tr>
<tr>
<td>58, 2013</td>
<td>30 May 2014 (see F2014L00633)</td>
<td>31 May 2014</td>
<td>—</td>
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Endnotes

Endnote 4—Amendment history

<table>
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<tr>
<th>Provision affected</th>
<th>How affected</th>
</tr>
</thead>
<tbody>
<tr>
<td>s 2</td>
<td>rep LIA s 48D</td>
</tr>
<tr>
<td>s 5</td>
<td>am No 58, 2014</td>
</tr>
</tbody>
</table>

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*Regulation 2013*