



Administrative Review Tribunal (Consequential and Transitional Provisions No. 1) Amendment Rules (No. 2) 2025

I, Michelle Rowland, Attorney-General, make the following rules.

Dated 1 September 2025

Michelle Rowland
Attorney-General

Contents

1	Name	1
2	Commencement.....	1
3	Authority	1
4	Schedules.....	1
Schedule 1—Amendments		2
<i>Administrative Review Tribunal (Consequential and Transitional Provisions No. 1)</i>		
<i>Rules 2024</i>		2

1 Name

This instrument is the *Administrative Review Tribunal (Consequential and Transitional Provisions No. 1) Amendment Rules (No. 2) 2025*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	4 September 2025

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Administrative Review Tribunal (Consequential and Transitional Provisions No. 1) Act 2024*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Administrative Review Tribunal (Consequential and Transitional Provisions No. 1) Rules 2024

1 At the end of the instrument

Add:

Part 4—Other matters

13 Calculating pensions for certain former presidential members of the AAT

- (1) This section is made for the purposes of subitem 51(2) of Schedule 16 to the Act.
- (2) This section applies in relation to a person if:
 - (a) the person was, before 16 May 2005, appointed under the *Administrative Appeals Tribunal Act 1975* as a presidential member of the AAT; and
 - (b) at the time of that appointment, the person was not a Judge within the meaning of the *Judges' Pensions Act 1968* (the ***Pensions Act***); and
 - (c) subsection 16(1) (the ***judicial deeming provision***) of the *Administrative Appeals Tribunal Act 1975*, as in force immediately before the start of 16 May 2005, continued to apply in relation to the person on and after that day under item 34 of Schedule 1 to the *Administrative Appeals Tribunal Amendment Act 2005*.
- (3) For the purpose of applying the judicial deeming provision in relation to the person on and after the repeal of the *Administrative Appeals Tribunal Act 1975* on 14 October 2024, treat the appropriate current judicial salary in relation to the person for the purposes of the Pensions Act as being the salary for the time being payable to a Non-Judicial Deputy President of the ART.