

**THE JUDICIAL SALARIES AND ALLOWANCES
DETERMINATION 1995**

PURSUANT to the Higher Salaries Commission Act 1977 and,—

- (a) In relation to the Chief Justice, the President of the Court of Appeal, the Judges of the Court of Appeal, and the other Judges of the High Court, to section 9A (1) (a) and (b) of the Judicature Act 1908 (as inserted by section 2 of the Judicature Amendment Act (No. 3) 1985):
 - (b) In relation to the Chief Judge of the Employment Court and the other Judges of the Employment Court, to section 115 of the Employment Contracts Act 1991:
 - (c) In relation to the Chief Judge of the Maori Land Court, to the Deputy Chief Judge of the Maori Land Court, and to the other Judges of the Maori Land Court, to section 13 (1) (a) and (b) of Te Ture Whenua Maori Act 1993:
 - (d) In relation to the Chief District Court Judge, the Principal Family Court Judge, the Principal Youth Court Judge, the Principal Planning Judge, and the other District Court Judges, to section 6 (1) (a) and (b) of the District Courts Act 1947 (as substituted by section 2 of the District Courts Amendment Act (No. 3) 1985):
 - (e) In relation to the Masters of the High Court, to section 26F (1) (a) and (b) of the Judicature Act 1908 (as inserted by section 5 of the Judicature Amendment Act 1986),—
- the Higher Salaries Commission hereby makes the following determination (to which is appended an Explanatory Memorandum).
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DETERMINATION

1. Title and commencement—(1) This determination may be cited as the Judicial Salaries and Allowances Determination 1995.

(2) This determination shall be deemed to have come into force on the 1st day of October 1995.

2. Expiry—This determination shall expire on the 30th day of September 1996.

3. Salaries of judicial officers—The salaries payable to the judicial officers specified in the Schedule to this determination shall be paid at the respective rates set out in that Schedule.

4. Principal allowances of judicial officers—Principal allowances for general expenses shall be paid to the judicial officers specified in the Schedule to this determination at the respective rates set out in that Schedule.

5. Revocation—The Judicial Salaries and Allowances Determination (No. 2) 1994* is hereby revoked.

*S.R. 1994/295

Cls. 3, 4

SCHEDULE

SALARIES AND PRINCIPAL ALLOWANCES

	Yearly Rate of Salary Payable on and after 1 October 1995	Yearly Rate of Principal Allowance for general expenses payable on and after 1 October 1995
Chief Justice	207,500	7,900
President of the Court of Appeal	204,000	6,500
Judge of the Court of Appeal	190,000	5,600
Judge of the High Court	180,500	5,600
Chief District Court Judge	173,500	5,000
Principal Family Court Judge	156,000	4,700
Principal Youth Court Judge	149,000	5,000
Principal Planning Judge	149,000	4,700
District Court Judge	145,000	4,100
Chief Judge of the Employment Court	180,500	5,600
Judge of the Employment Court	169,000	4,700
Chief Judge of the Maori Land Court	162,000	5,000
Deputy Chief Judge of the Maori Land Court	156,000	4,700
Judge of the Maori Land Court	145,000	4,100
Master of the High Court	145,000	4,100

Dated at Wellington this 4th day of December 1995.

T. W. BLENNERHASSETT, Chairman

R. J. McARLEY, Member

EXPLANATORY MEMORANDUM

This determination is the outcome of a review undertaken by the Higher Salaries Commission of judicial salaries and allowances as at 1 October 1995.

1. Background

1.1 The previous determination of judicial salaries and allowances expired on 30 September 1995 and this determination is deemed to have come into force on 1 October 1995 and will expire on 30 September 1996.

1.2 The Commission invited submissions from each Bench and had the benefit of discussions with a number of representatives of the Courts. Survey material and other information available to the Commission have also been taken into account, as have submissions from members of the public.

2. Salaries

2.1 The Commission is bound by the criteria prescribed by section 18 of the Higher Salaries Commission Act 1977. These include the need to achieve and maintain fair relativity with levels of remuneration received elsewhere, the need to be fair both to the persons or group of persons whose remuneration is being determined and to the taxpayer, and the need to recruit and retain competent persons. The requirements of the position concerned are to be taken into account as also are conditions of service in relation to those applicable to others in comparable circumstances.

2.2 The key issue in setting judicial salaries is the need to recruit only people of the highest quality and, having recruited them, to keep them. Most Judges, on appointment, accept a sharp reduction in income, balanced only in part by the benefit of security of tenure and superannuation provisions. The Judges are increasingly subjected to pressures and stresses well beyond those experienced by their predecessors.

2.3 The Commission has sought to weigh and balance all the relevant factors in the light of its statutory criteria, and has adjusted judicial salaries accordingly.

3. Allowances

3.1 The principal allowances presently in force have remained unchanged since 1990. After careful consideration of these, the Commission has determined that no adjustment is required.

Issued under the authority of the Acts and Regulations Publication Act 1989 and section 12B (9) of the Higher Salaries Commission Act 1977.

Date of notification in *Gazette*: 7 December 1995.