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[1998

INDEPENDENT STATE OF PAPUA NEW GUINEA

THE CONSTITUTION

ALTERATION TO THE CONSTITUTION

THE Honourable Members of the Permanent Parliamentary Committee on Legislation, Messrs John Pundari, Kuk Kuli, Francis Koimanrea, Gallus Yumbui, Philip Taku, Takai Kapi and Dame Josephine Abaijah, propose to alter the *Constitution* and pursuant to Section 14(2) (*Making of Alterations to the Constitution and Organic Laws*) of the Constitution, I, Thomas Koraea, Acting Speaker of the National Parliament, hereby publish the proposed Law—

Draft of: 06/02/98.

INDEPENDENT STATE OF PAPUA NEW GUINEA

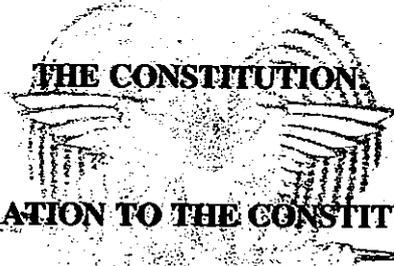
PROPOSED LAW TO ALTER THE CONSTITUTION

Constitutional Amendment (The Salaries and Remuneration Commission)

ARRANGEMENT OF CLAUSES

The Salaries and Remuneration Commission (Amendment of Section 216A).

INDEPENDENT STATE OF PAPUA NEW GUINEA.



ALTERATION TO THE CONSTITUTION.

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Draft of: 06/02/98.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

PROPOSED LAW TO ALTER THE CONSTITUTION.

Constitutional Amendment (The Salaries and Remuneration Commission)

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INDEPENDENT STATE OF PAPUA NEW GUINEA.

PROPOSED LAW TO ALTER THE CONSTITUTION.

entitled

Constitutional Amendment (Salaries and Remuneration Commission),

Being a Law to alter the Constitution.

MADE by the National Parliament.

THE SALARIES AND REMUNERATION COMMISSION (AMENDMENT OF SECTION 216A).

Section 216A of the *Constitution* is amended -

(a) in Subsection (3) -

(i) in Paragraph (a), by repealing the following words in parenthesis:-

“other than pensions or retirement benefits which shall be fixed by a Parliamentary Committee”; and replacing them with the following:-

“including pensions and retirement benefits if they are not provided for by law other than this provision”; and

(ii) by adding the following new paragraphs:-

(e) the salaries, allowances and benefits, financial and otherwise (including pensions or retirement benefits if they are not provided for by law other than this provision) for all Departmental Heads and the Heads of all bodies set up by statute for governmental or official purposes; and

(f) the salaries, allowances and benefits, financial and otherwise (including pensions or retirement benefits if they are not provided for by law other than this provision) for the Heads of all bodies (including companies incorporated under any law) in which the National Government has a financial interest and which are declared by the Head of State, acting with, and in accordance with, the advice of the National Parliament to be bodies to which this provision applies; and

Constitutional Amendment (Salaries and Remuneration Commission)

(g) that the Parliament considers, and approves or rescinds, any decision made by the Salaries and Conditions Monitoring Committee which the Commission, after consideration, is of the opinion should be referred to the Parliament.”; and

(b) by inserting after Subsection (5) the following new subsection:-

“(5A) Effect may be given to the provisions of a recommendation by the Commission under Subsection (3) (a) to (f) inclusive pending the acceptance or rejection of the recommendation by the Parliament and where effect is so given and the Parliament subsequently -

(a) accepts the recommendation - the provisions of the recommendation are deemed to have had effect from the date on which they were so effected; and

(b) rejects the recommendation - the provisions of the recommendation -

(i) cease to have effect from the date on which they are rejected by the Parliament; and

(ii) are deemed to have been valid from the date on which they were effected until the date on which they are rejected by the Parliament”