

Rt. Hon. R. J. Seddon.

PAYMENT OF MEMBERS.

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Annual sum payable to members of the General Assembly.</p> <p>3. How payable.</p> <p>4. Deduction in case of absence. Deduction not to be made in case of illness. Resignation and dissolution. Absence of Legislative Councillor during whole session.</p>	<p>5. Travelling-expenses.</p> <p>6. No payments to be made without Speaker's certificate.</p> <p>7. Payments not attachable during session.</p> <p>8. Exemptions as to Ministers, Speakers, &c.</p> <p>9. Salaries of Speakers and Chairmen of Committees. Salaries to include all allowances. Speaker and Chairman of Committees to hold office during dissolution.</p> <p>10. Repeals. Schedule.</p>
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A BILL INTITULED

AN ACT to consolidate and amend the Law relating to the Pay- Title.
ment of Members of the General Assembly.

5 BE IT ENACTED by the General Assembly of New Zealand
in Parliament assembled, and by the authority of the same, as
follows:—

1. The Short Title of this Act is "The Payment of Members Short Title.
Act, 1904."

10 2. Subject to the provisions of this Act, every member of
the General Assembly shall be entitled to receive payment for
his attendance in the discharge of his parliamentary duties at the
rate of two hundred pounds per annum if a member of the Legisla-
tive Council, and three hundred pounds per annum if a member of
the House of Representatives. Annual sum payable
to members of the
General Assembly.
1901, No. 48, sec. 2

15 3. Such payment shall be payable out of the Consolidated Fund
by equal monthly payments on the last day of each and every month
in each year to every such member; and shall be calculated, in the
case of a member of the Legislative Council, from the time of his
appointment thereto by the Governor until his seat becomes vacant
20 by death or effluxion of time, or otherwise, as the case may be; and,
in the case of a member of the House of Representatives, from the
day named in the writ for the election at which he was returned
as the day on which a poll would, in the event of a contested
election, be taken, until his seat becomes vacant by death or other-
25 wise, or until the expiry or dissolution of the Parliament for which
he was elected, as the case may be. How payable
1893, No. 7, sec. 2 (1);
1900, No. 46, sec. 19

Deduction in case of absence.
1893, No. 7, sec. 2 (2);
1901, No. 48, sec. 3

4. All payments to be made under the *last preceding* section shall be subject to the provisions following, that is to say:—

(a.) If during any session any member absents himself for any number of sitting-days exceeding *fourteen*, there shall be deducted from the payment to be made to such member for every sitting-day (exclusive of such *fourteen* sitting-days) during which he was absent the sum of one pound and five shillings in the case of a member of the Legislative Council, and the sum of two pounds in the case of a member of the House of Representatives. 5

(b.) The exemption from deduction for absence for *fourteen* sitting-days during any session shall be reckoned from the commencement of the session and allowed accordingly, after which the prescribed deduction for absence shall be made from the monthly instalment or instalments accruing due next after the occurrence of any such absence. 10 15

Deduction not to be made in case of illness.

(c.) No deduction for absence shall be made where such absence is caused by illness, or from any other cause stated to be unavoidable by the Speaker of the Council or House in the certificate mentioned in section *six* hereof. 20

Resignation and dissolution.
1892, No. 53, sec. 5

(d.) If a member of either House resigns or otherwise vacates his seat, he shall be entitled to payment up to and inclusive of the day whereon the seat becomes vacant; and, on the dissolution of Parliament, members of the House of Representatives shall be entitled to payment up to and inclusive of the day of such dissolution. 25

Absence of Legislative Councillor during whole session.

(e.) If a member of the Legislative Council has obtained and avails himself of leave of absence from the Governor for a whole session, he shall not be entitled to any payment under this Act from the date of the Proclamation of the Governor convening the General Assembly for the despatch of business in the session in respect whereof such leave applies, until the issue of a like Proclamation convening the said Assembly for the despatch of business in the next ensuing session thereof. 30 35

Ibid, sec. 3

(f.) For the purposes of this section "sitting-days" means every day on which the Legislative Council and the House of Representatives respectively are appointed to sit for the transaction of business during any session. 40

Travelling expenses.
Ibid, sec. 5 (3)

5. (1.) In addition to the payment aforesaid, there shall be paid to every member, as travelling-expenses, any reasonable sums actually paid by such member in proceeding to and returning from the place of meeting of the General Assembly; but such additional payment shall be made only in respect of one journey to and from such place. 45

(2.) Payments on account of such travelling-expenses may be made at any time after the same become payable, not being more than six months after the time at which such expenses were incurred.

6. No payment shall be made to any member for any period during which Parliament is in session except upon the certificate of the Speaker of the House of which the person claiming payment is a member, and, for any other period, except upon the certificate of the Clerk of that House.

No payments to be made without Speaker's certificate. 1892, No. 53, sec. 7

7. No payment shall be anticipated or be capable of being pledged or in any way given in security, or be liable to be seized or taken in execution under any process, or attached or charged in any way under the order of any Court during any existing session of Parliament, save for liabilities incurred during such session and incident to such attendance on Parliament.

Payments not attachable during session. Ibid, sec, 8

Struck out.

8. No payment under section *three* hereof shall be made to any member for any period during which he—

Exemptions asto Ministers, Speakers, &c.

(a.) Holds and receives an official salary in respect of any one or more of the Ministerial offices mentioned in the Third Schedule to "The Civil List Act 1863 Amendment Act, 1873," or any Ministerial office substituted for or added to the offices mentioned in that Schedule; or

Ibid, sec. 6; 1893, No. 7, sec. 2 (3)

(b.) Is Speaker of the Legislative Council or of the House of Representatives respectively; or

(c.) Is Chairman of Committees of the said Council or of the House of Representatives respectively.

9. (1.) There shall be paid in each year out of the Consolidated Fund the salaries following, that is to say:—

Salaries of Speakers and Chairmen of Committees. 1867, No. 85, sec 2, and Schedule

To the Speaker of the Legislative Council, the sum of six hundred pounds.

To the Chairman of Committees of the said Council, the sum of three hundred pounds.

To the Speaker of the House of Representatives, the sum of six hundred pounds.

To the Chairman of Committees of the said House, the sum of four hundred pounds.

(2.) Such sums shall include all allowances other than travelling-expenses payable under section *five* hereof.

Salaries to include all allowances. Ibid, sec. 4

(3.) For all purposes of this section the persons filling the offices respectively of Speaker of the House of Representatives and Chairman of Committees of the House of Representatives at the time of the dissolution of any Parliament shall be deemed to be such Speaker and Chairman of Committees respectively until the first meeting of the next Parliament.

Speaker and Chairmen of Committees to hold office during dissolution. Ibid, sec. 3

10. The enactments mentioned in the Schedule hereto are hereby repealed ~~to the extent therein mentioned.~~

Repeals.

Schedule.

SCHEDULE.

ACTS REPEALED.

Struck out.

1867, No. 85.—“The Legislative Officers' Salaries Act, 1867”: So far as the same relates to the Speaker and Chairman of Committees of the Legislative Council and the House of Representatives respectively.

1892, No. 53.—“The Payment of Members Act, 1892.”

1893, No. 7.—“The Payment of Members Act Amendment Act, 1893.”

1900, No. 46.—“The Electoral Act Amendment Act, 1900.”

1901, No. 48.—“The Payment of Members Act, 1901.”

By Authority: JOHN MACKAY, Government Printer, Wellington.—1904.