Draft Order in Council laid before Parliament under section 1B of the Ministerial and other Salaries Act 1975, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2011 No.

PARLIAMENT

The Ministerial and other Salaries Act 1975 (Amendment) Order 2011

Made - - - - ***

Coming into force - - ***

At the Court at Buckingham Palace, the *** day *** of ***

Present,

The Queen's Most Excellent Majesty in Council

In accordance with section 1B of the Ministerial and other Salaries Act 1975(**1**), a draft of this Order was laid before and approved by a resolution of each House of Parliament.

Accordingly, Her Majesty, in pursuance of section 1B of the Ministerial and other Salaries Act 1975, is pleased, by and with the advice of Her Privy Council, to make the following Order:-

Citation and commencement

1. This Order may be cited as the Ministerial and other Salaries Act 1975 (Amendment) Order 2011 and comes into force on the day after the day on which it is made.

Amendment of the Ministerial and other Salaries Act 1975

2. The Ministerial and other Salaries Act 1975 is amended in accordance with articles 3 to 7 of this Order.

Speakers' salaries

3. In section 1—

(**1**) 1975 c.27; section 1B was inserted by section 1(2) of the Ministerial and other Salaries Act 1997 (c.62).

(a) in subsection (3)(**2**), for the annual amount specified as the salary of the Speaker of the House of Commons, substitute £75,766; and

(b) in subsection (3A)(**3**), for the annual amount specified as the salary of the Speaker of the House of Lords, substitute £101,038.

Alteration of salaries

4. In section 1A(**4**)—

(a) in subsection (1) for the words from "year" to "minimum annual amount," substitute "relevant period, the annual amount";

(b) after subsection (1) insert—

"(1A) "Relevant period" means—

(a) the period beginning with the day after the day on which the relevant Parliament is dissolved and ending with the following 31st March ("the first relevant period"), and

(b) each successive period of 12 months.

(1B) The "relevant Parliament" means the Parliament in which subsection (1A) comes into force.";

(c) in subsection (2) for "year" substitute "period"; and

(d) after subsection (2) insert—

"(2A) If the first relevant period does not begin on 1st April, in relation to that period the reference in subsection (2) to 1st April of the period concerned is to be read as a reference to 1st April before the beginning of the first relevant period."

Ministerial salaries

5. For Parts I to IV of Schedule 1(**5**), substitute the provisions in Schedule 1 to this Order.

6. In paragraph 1 of Part V of Schedule 1—

(a) in sub-paragraph (1)(**6**) omit the words from the first "or" to the end; and

(b) after sub-paragraph (2) insert—

"(3) For the purposes of this Schedule a person is a member of the House of Commons for the period beginning with the day after the day of the poll for the parliamentary election at which the person is elected, and ending with—

(a) if the person is a member immediately before Parliament is dissolved, the day of the poll for the parliamentary general election which follows the dissolution;

(b) otherwise, the day on which the person ceases to be a member."

Opposition Leaders' and Whips' salaries

7. For Part I of Schedule 2 (**7**), substitute the provisions in Schedule 2 to this Order.

(**2**) Subsection (3) was amended by S.I. 1996/1913.
(**3**) Subsection (3A) was inserted by S.I. 2006/1640.
(**4**) Section 1A was inserted by section 1(2) of the Ministerial and other Salaries Act 1997 (c.62).
(**5**) Part I of Schedule 1 was amended by S.I. 1996/1913, 2001/3502, 2002/794. Part II was amended by S.I. 1996/1913, 1999/2037, 2001/3502. Part III was amended by sections 48(6) and 87(1) of the Scotland Act 1998 (c.46) and S.I. 1996/1913, 1997/ 1500, 1999/1820, 2001/3502. Part IV was amended by S.I. 1996/1913, 2001/3502.
(**6**) Paragraph 1(1) was amended by section 2(2) of the Ministerial and other Salaries Act 1997 (c.62).
(**7**) Part I was amended by S.I. 1996/1913, 2001/3502.

Name
Clerk of the Privy Council