

NORTHERN TERRITORY OF AUSTRALIA

Public Sector Employment and Management Act 1993

REVOCATION OF DETERMINATION 1009 of 2023

I, JOANNE NORTON, Acting Commissioner for Public Employment, under section 14(2) of the *Public Sector Employment and Management Act 1993*, and with reference to section 43 of the *Interpretation Act 1978*, revoke Determination 1009 of 2023.

DETERMINATION NUMBER 1006 of 2024

NTG DECLARED EMERGENCY

HIGHER DUTIES, ON-CALL, STANDBY, TIME OF IN LIEU AND OVERTIME

ABOVE THE ADMINISTRATIVE OFFICER 6 LEVEL

I, JOANNE NORTON, Acting Commissioner for Public Employment, under section 14(2) of the *Public Sector Employment and Management Act 1993*, with reference to section 13(a) of that Act, and in accordance with clauses 45, 59, 60 and 62 of the *Northern Territory Public Sector 2021 – 2025 Enterprise Agreement* (the Agreement), determine that:

1. Employees employed under the Agreement in classifications with the minimum salary which exceeds the maximum salary of the classification of Administrative Officer 6, who perform:
 - (a) duties as part of the required duties associated with the emergency response (including planning and recovery operations) to an Northern Territory Government (NTG) Declared Emergency (i.e. emergency situation, state of emergency or state of disaster), as declared under Part 3 – Emergency management mechanisms of the *Emergency Management Act 2013*; or
 - (b) duties within the functional roles of the Australian Inter-service Incident Management System (AIIMS) structure while supporting a Northern Territory Incident Management Team

shall be entitled to overtime payments and time off in lieu (TOIL) arrangements in accordance with clause 59 and 60 or on-call or standby allowance in accordance with clause 62 of the Agreement provided that:

- (i) where TOIL or other flexible work arrangements are unavailable or unable to be used, overtime payment may be authorised;
 - (ii) the overtime, on-call or standby allowance was approved in advance by the Chief Executive Officer, or delegate, as applicable; and
 - (iii) the payment of overtime, on-call or standby allowance shall be at the employee's actual classification.
2. Where an employee is required to perform duties in accordance with paragraph 1(a) or 1(b) above, the employee will be eligible for the payment of a higher duties allowance for performing the duties of the higher classification upon the completion of at least one day.

3. The period of the recovery operations will not exceed 3 weeks from the expiry or revoking of the declaration for the specific event under the Emergency Management Act 2013, refer paragraph 1(a) above.
4. Advice on the expiry or revoking of the declaration for an NTG Declared Emergency to be confirmed with the Incident Controller, NT Police.
5. This Determination will cease to have effect from 31 July 2025, unless revoked earlier.

Dated 12 January 2024

A handwritten signature in black ink, appearing to read 'Joanne Norton', is positioned above the printed name.

ADJ PROFESSOR JOANNE NORTON
Acting Commissioner for Public Employment