

## NORTHERN TERRITORY OF AUSTRALIA

*Public Sector Employment and Management Act*

## DETERMINATION 11 of 2011

**COMMONWEALTH SUPERANNUATION SCHEME MEMBER TRANSITION TO RETIREMENT ARRANGEMENTS**

I, KENNETH DONALD SIMPSON, the Commissioner for Public Employment, in pursuance of section 14(2), section 30(1)(b) and section 34(4) the *Public Sector Employment and Management Act* (the Act) and with reference to section 13(a) of the Act, for the specific purpose of supporting a permanent NTPS employee who is a member of the Commonwealth Superannuation Scheme (CSS) to access, at their discretion, CSS transition to retirement arrangements determine that:

1. subject to CEO approval, an employee who is a CSS member may cease their permanent employment and may, provided there is no break in service, be immediately re-employed in that job on a temporary contract on a part-time basis;
2. the temporary contract may be up to five (5) years pursuant to section 29(3)(b) of the Act, and subject to the Act, is renewable at the employees option;
3. in pursuance of section 30(2) of the Act, the selection of an employee in accordance with paragraph 1 will not be notified and not be subject to appeal under section 55 of the Act or review under section 59 of the Act;
4. an employee covered by paragraph 1 may, pursuant to any Individual Flexible Working Arrangements provisions in their relevant Enterprise Agreement, enter into an individual flexibility arrangement to work in excess of the maximum number of hours specified in their Enterprise Agreement for a part-time employee;
5. on commencing the fixed period of employment referred to in paragraph 1, the Act, Regulations, By-laws and Employment Instructions are to apply in relation to the employment of the employee as if they were a permanent employee;
6. an employee may elect to be paid accrued recreation and long service leave credits in lieu on ceasing to be a permanent employee; and
7. subject to 6, any and all entitlements under the Act and relevant Enterprise Agreement will continue as if there had been no change in employment status except that accrual will be in accordance with the part-time rate from the date the temporary contract commences.

Dated

24 JUNE 2011



KEN SIMPSON  
Commissioner for Public Employment