

12. (29) Where an employee cannot be placed in a permanent vacancy at the level held by the employee before commencing maternity or parental leave because of the non availability of vacancies, lack of retention of skills or for any other reason, the Chief Executive Officer may take action under the relevant redeployment procedures.

By-law 13 - Bereavement Leave

ENTITLEMENT

13. (1) The Chief Executive Officer may grant to an employee paid leave for a maximum of 3 days on the occasion of the death of an immediate family member or other person approved by the Chief Executive Officer.
13. (2) For the purposes of this By-law, "immediate family member" in relation to an employee means the spouse, parent, brother, sister or child, and includes the child or parent of the employee's spouse or de facto spouse.

By-law 14 - Defence Force Leave

ENTITLEMENT

14. (1) Subject to this By-law, the Chief Executive Officer may grant an employee not more than 4 weeks paid leave each year to engage in or undertake training in the Australian Defence Forces.
14. (2) The Chief Executive Officer shall not grant leave under this By-law unless the employee produces to the satisfaction of the Chief Executive Officer, advice of the requirement for his or her attendance and the dates of the attendance
14. (3) The whole of the period of leave under clause (1) shall count as service for all purposes.

READY RESERVE SCHEME - FULL TIME SERVICE

14. (4) An employee who has been accepted as a member of the Ready Reserve Scheme of the Commonwealth may apply for leave to their Chief Executive Officer who may grant leave without pay for the period of full time military duty applicable to the Scheme.
14. (5) During the period of duty referred to in clause (4), an employee shall not have access to any accrued entitlements or conditions of service.
14. (6) The whole of the period of leave without pay to engage in full time training granted under clause (4) shall count as service for the purpose of long service leave only.

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READY RESERVE SCHEME - PART-TIME SERVICE

14. (7) After returning to duty after leave granted under clause (4), an employee may apply for leave to undertake the part time component of the Ready Reserve Scheme and leave may be approved as if it were leave granted under clause (1).
14. (8) Additional leave required in respect of the Ready Reserve Scheme part-time component under clause (7) may be granted as unpaid leave and will count as service for all purposes.

NO LIABILITY FOR INJURY DURING DEFENCE FORCE LEAVE

14. (9) Where an employee has a claim for compensation for injury or illness as a result of leave granted under this By-law, the claim shall not be recognised by the Territory and the employee shall submit any claim to the Australian Department of Defence.

By-law 15 - Emergency Leave

ENTITLEMENT

15. (1) The Chief Executive Officer may, if satisfied that there is sufficient cause, grant to an employee leave on full pay not exceeding 3 days in any year without deduction from recreation leave credits.
15. (2) For the purposes of this By-law -
“sufficient cause” means an emergency of which the employee could not reasonably be expected to have prior knowledge;
“any year” means a period equivalent to an employee’s annual sick leave accrual period.

By-law 16 - Special Leave Without Pay

ENTITLEMENT

16. (1) Subject to this By-law, the Chief Executive Officer may, if satisfied that there is sufficient cause, grant leave without pay to an employee.
16. (2) Leave granted under clause (1) shall not count as service for any purpose.
16. (3) An employee shall not be granted leave under clause (1) for the purposes of -
 - (a) engaging in employment outside the Public Sector except where appropriate approval has been granted under section 61 of the Act; or
 - (b) study.

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