

30. (5) This By-law does not apply in circumstances where the travel undertaken is normal to the duties usually undertaken by the employee which are regularly performed away from headquarters.

#### *By-law 31 - Camping Allowance*

##### ELIGIBILITY

31. (1) Where an employee in the course of employment is required to camp out overnight using makeshift accommodation such as a swag or tent, the Chief Executive Officer may approve payment of a camping allowance at a daily rate, to compensate for the physical discomfort of camping and for reasonable provisioning.
- (2) Camping Allowance under this By-law is not payable during any period of leave whether paid or unpaid, except sick leave while remaining in a camping situation.

##### PAYMENT OF ALLOWANCE

31. (3) The camping allowance payable is -
- (a) such amount as determined by the Commissioner; or
  - (b) where the amount determined by the Commissioner is not appropriate having regard to the circumstances of a particular case, the Chief Executive Officer may substitute a greater or lesser amount of allowance, or if more appropriate may apply the provisions of By-law 30.

#### *By-law 32 - Vehicle Allowance*

##### APPROVAL REQUIRED FOR USE OF PRIVATE VEHICLE

32. (1) A private vehicle shall not be used for official purposes without the approval of the Chief Executive Officer.
32. (2) The Chief Executive Officer may authorise the use of a private vehicle for official purposes provided that the Chief Executive Officer is satisfied that -
- (a) the use of the private vehicle in the circumstances is, or is likely to be, more economical than the use of an official vehicle;
  - (b) the employee has given a written indemnity that is signed and witnessed indemnifying the Territory against all claims that may arise due to the use of the private vehicle.
32. (3) An authorisation under clause (2) may be given in respect of the use of a private vehicle -
- (a) in the course of an employee's employment;
  - (b) to tow a caravan or trailer owned by the Territory, or to carry tools, goods or materials owned by the Territory, or to carry passengers who would otherwise be transported at the expense of the Territory;

- (c) for the purpose of travel where an employee is entitled to the cost of conveyance following permanent appointment, promotion or transfer.

#### ALLOWANCES FOR THE USE OF PRIVATE VEHICLE

32. (4) Where the Chief Executive Officer has given approval under this By-law an employee may be paid an allowance at a rate determined by the Commissioner, in respect of each kilometre travelled.
32. (5) Where the chief Executive Officer has given approval under this By-law, an employee may be paid an additional allowance at a rate determined by the Commissioner, in respect of any one of the following -
- (a) passengers carried (regardless of the number of passengers);
  - (b) towing an Agency's trailer or caravan,
  - (c) carriage of an Agency's tools, goods or equipment provided that the mass of the items carried exceeds 100 kilograms.

#### PART 4 - OTHER ENTITLEMENTS

##### *By Law 33 - Air Fares*

#### INTERPRETATION

33. (1) For the purposes of this By-law -
- “Dependent”, in relation to an employee, means -
- (a) an employee's spouse, including de facto spouse, and children over the age of 3 years, who:
    - (i) reside permanently with the employee;
    - (ii) are not in receipt of income, the weekly average of which over the 6 month period immediately preceding the date of accrual of an air fare and over the 6 month period immediately preceding the date of air fare utilisation, exceeds the weekly minimum adult wage; and
    - (iii) are not eligible for fares assistance as a term or condition of service from any other source; and
  - (b) any other person approved by the Commissioner for that purpose.

#### ESTABLISHED DEPENDENCY

33. (1A) Where one partner has established responsibility for the family unit, regardless of whether that partner is an employee, the other partner would not be entitled to claim recognition of the family unit as dependents for air fares.
33. (1B) If the circumstances of the family unit have changed to the extent that there has been a change in responsibility for the family unit, an employee may claim for air fares.

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