

By-law 24 - Low Flying Allowance

ENTITLEMENT

24. (1) An employee (other than an employee who is a “flight crew member” as defined in Regulation 5 (1) of the Air Navigation Regulations) who is required to perform duties in an aircraft which for all or any part of the flight is required to fly at a height of 700 metres or less above ground level for the purpose of the operation on which it is engaged to enable those duties to be performed, shall be entitled to be paid an allowance at a rate as determined by the Commissioner, for each hour or part of an hour for the whole of the time for such flight.
24. (2) An allowance under clause (1) shall not be paid where take-offs and landings are the only part of a flight where the aircraft is at or below 700 metres regardless of how many landings and take-offs are made during the journey, and the employee is not required to perform duty specifically during those take-offs or landings.

By-law 25 - Meal Allowance

INTERPRETATION

25. (1) For the purpose of this By-law -

“meal break” means a break from duty occurring during one of the following periods:

7.00 am	to	9.00 am
12 noon	to	2.00 pm
6.00 pm	to	7.00 pm
Midnight	to	1.00 am.

ENTITLEMENT

25. (2) An employee who -
- (a) after the completion of ordinary time for the day is required to perform extra duty up to the completion of or beyond the meal period next occurring, without a meal break;
 - (b) is required after the completion of ordinary time for the day to perform extra duty after a meal break which occurs after that completion and is not entitled to payment for that break;
 - (c) is required before the commencement of ordinary time for the day to perform extra duty before a meal break which occurs before that commencement and is not entitled to payment for that break; or

- (d) is required to perform duty on a Saturday, Sunday, public holiday or rostered day off (in addition to their normal weekly hours of duty) extending beyond a meal break and is not entitled to payment for that meal break,

shall be paid a meal allowance, in addition to overtime (if any), at such rate as determined by the Commissioner.

- 25. (3) The Chief Executive Officer shall not approve a meal allowance under clause (2) unless the Chief Executive Officer is satisfied that the employee cannot reasonably be expected to return home for a meal during the meal break.

By-law 26 - Northern Territory Allowance

INTERPRETATION

- 26. (1) For the purposes of this By-law -

“Dependent” in relation to an employee means

- (a) an employee's spouse, and children under the age of 18 years, who permanently reside with the employee and who are not in receipt of income in excess of the weekly minimum adult wage including any Northern Territory Allowance or district allowance; or
- (b) any other person approved by the Commissioner for that purpose.

ENTITLEMENT AND ESTABLISHMENT OF DEPENDENTS

- 26. (2) An employee is not eligible for Northern Territory Allowance where he or she does not have any resident family members, except as provided under clauses (7) or (8).
- 26. (3) An employee with family members who resides in the Northern Territory may lodge a claim to have those family members assessed as dependents under this By-law and may be eligible for payment of Northern Territory Allowance at the rate determined by the Commissioner.
- 26. (4) Where an employee's family member who is normally permanently resident with the employee, is temporarily not resident with the employee (eg at boarding school), the Chief Executive Officer may, after considering all the circumstances -
 - (a) determine whether that family member shall be regarded as a dependent for the purpose of this By-law, and
 - (b) shall not approve recognition of a dependent under paragraph (a) where there is reason to believe that residence elsewhere is not of a temporary nature.