

Queensland



Subordinate Legislation 1991 No. 2

Public Service Management and Employment Act 1988

PUBLIC SERVICE MANAGEMENT AND EMPLOYMENT AMENDMENT REGULATIONS (NO. 2) 1991

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Short title

1. These regulations may be cited as the *Public Service Management and Employment Amendment Regulations (No. 2) 1991*.

Commencement

2. These regulations commence on 4 July 1991.

Amended regulation

3. The *Public Service Management and Employment Regulations 1988* are amended as set out in this regulation.

Amendment of reg. 10 (Advertising of vacancies)

4.(1) Regulation 10(2)—

omit ‘a class of office in respect of which a vacancy therein’, *insert* ‘an office in relation to which a vacancy in the office’.

(2) After regulation 10(2)(c)—

insert—

‘(d) any Senior Executive Service position to which arrangements made under section 15B apply in a particular case.’.

Amendment of reg. 15 (Retention following termination of contract)

5.(1) Regulation 15—

omit ‘is held’, *insert* ‘was held, immediately before 1 July 1991, or is held on a later day,’.

(2) Regulation 15—

after ‘conditions of employment’, *insert* ‘were or’.

Amendment of reg. 27 (Recreation leave)

6. After regulation 27(5)—

insert—

‘Transitional arrangements

‘(6) The maximum accumulation mentioned in subregulation (1) does not apply to an officer who was employed on a contract basis on 3 July 1991 or at any time after that day.

‘(7) Subregulation (6) and this subregulation cease to have effect on 1 July 1995.’.

Insertion of new Part IIIA

7. After Part III—

insert—

‘PART IIIA—TERMS AND CONDITIONS OF SENIOR EXECUTIVES WHO ARE OFFICERS

‘Application of Part

‘43A. This Part applies to senior executives who are officers.

‘General rule

‘43B. Except as provided in this Part, senior executives are employed on the same terms and conditions, not provided for by the Act or any other Act, as the terms and conditions on which officers who are not senior executives are employed.

‘Base salary

‘43C. A senior executive is entitled to be paid the annual salary applicable to the salary paypoint specified in regulation 43D to which the senior executive is for the time being allocated under regulation 43F.

‘Senior Executive Service paypoints etc.

‘43D. The salary paypoints, work value ranges and annual salaries specified in the following table apply to positions in the Senior Executive

Service—

Senior Executive Service Level 1 position			Senior Executive Service Level 2 position			Senior Executive Service Level 3 position			Senior Executive Service Level 4 position		
Salary paypoint	Work value range	Annual salary	Salary paypoint	Work value range	Annual salary	Salary paypoint	Work value range	Annual salary	Salary paypoint	Work value range	Annual salary
		\$			\$			\$			\$
1.1	1A	57,000	2.1	2A	67,000	3.1	3A	81,000	4.1	4	95,000
1.2	1A	59,500	2.2	2A	70,000	3.2	3A	84,500	4.2	4	104,000
1.3	1B	62,500	2.3	2B	73,000	3.3	3B	88,000	4.3	4	113,000
1.4	1B	65,500	2.4	2B	76,500	3.4	3B	91,500			
			2.5	2B	80,000	3.5	3B	94,700			

‘Determination of assessed work value and work value range

‘43E. The work value range applicable to a Senior Executive Service position is to be determined—

- (a) by assessing the work value of the position in accordance with work value assessment procedures for the time being approved by the Commission; and
- (b) by applying the following table—

Senior Executive Service level	Assessed work value	Work value range
1	720—769	1A
1	770—819	1B
2	820—939	2A
2	940—1119	2B
3	1120—1279	3A
3	1280—1519	3B
4	1520 +	4

‘Allocation of paypoints

‘43F.(1) When a person becomes a senior executive, the senior executive’s chief executive must, in accordance with subregulation (2), determine the salary paypoint to which the executive is allocated.

‘(2) The chief executive must, except in exceptional circumstances and after consulting with the Commission, allocate the senior executive to a salary paypoint that—

- (a) is applicable under regulation 43D to the Senior Executive Service level allocated to the position; and
- (b) has under regulation 43D a work value range that is the same as the work value range of the position determined under regulation 43E.

‘(3) If—

- (a) the work value of the position subsequently changes to such an extent that the work value range applicable to the position is different from the work value range previously applicable to the position; but
- (b) the change in work value does not result in the up-grading of the position for the purposes of section 22(2) of the Act;

the chief executive must, except in exceptional circumstances and after consulting with the Commission, re-apply subregulation (2) to allocate a new salary paypoint to the senior executive.

‘Salary maintenance

‘43G.(1) If—

- (a) a person becomes a senior executive; and
- (b) immediately before, the executive was an officer employed on a contract basis; and
- (c) the annual salary applicable to the salary paypoint to which the executive is allocated under regulation 43F(1) is less than the senior executive’s annual salary immediately before becoming a senior executive;

the executive is entitled to additional annual salary equal to the difference

between those annual salaries.

‘(2) If—

- (a) the work value of a Senior Executive Service position changes after a person becomes a senior executive; and
- (b) the change in work value results in the senior executive being allocated to a salary point under regulation 43F(3); and
- (c) the annual salary applicable to the salary paypoint to which the executive is allocated is less than the executive’s annual salary immediately before being allocated to the salary paypoint;

then, while the executive continues to be appointed to the position, the executive is entitled to additional annual salary equal to the difference between those annual salaries.

‘Payment of salary

‘43H.(1) The salary of a senior executive is payable in fortnightly instalments.

‘(2) Subregulation (1) does not prevent prepayment of salary for any period of leave.

‘Annual leave loading

‘43I. Without limiting regulation 43B, a senior executive is entitled to be paid such annual leave loading as the executive would be entitled to be paid if the executive were an officer other than a senior executive.

‘No remuneration for work outside ordinary hours

‘43J. A senior executive is not entitled to additional remuneration for work performed outside ordinary hours.

‘Motor vehicle

‘43K.(1) A senior executive is entitled to be supplied with a motor vehicle for the performance of the executive’s official duties.

‘(2) The motor vehicle is to be of a type chosen by the executive in accordance with government policy relating to the supply of motor vehicles to senior executives applying at the time.

‘(3) The executive is entitled to use the vehicle for personal use, including during periods of leave.

‘(4) The executive is entitled to be supplied with the vehicle free of registration, insurance, repair, maintenance and running expenses.

‘Telephone expenses

‘43L.(1) A senior executive is entitled to be paid the full service and equipment costs of a telephone installed in the residence of the executive.

‘(2) If—

- (a) there is not a telephone installed in the residence; or
- (b) the telephone installed in the residence is not appropriate having regard to the official duties of the senior executive;

the chief executive may determine that the executive is entitled to be paid the costs of installing a telephone in the residence of the executive or such part of those costs as the chief executive considers appropriate.

‘(3) The senior executive is also entitled to be paid such part of telephone call charges, or such amount for telephone call charges, for the telephone installed in the residence as is agreed between the chief executive and the executive, having regard to the estimated official component of the telephone call charges.

‘Expenses necessarily incurred

‘43M.(1) A senior executive is entitled to be reimbursed for all expenses necessarily incurred in the discharge of the executive’s duties and responsibilities.

‘(2) Subregulation (1) applies only if reimbursement of the expenses is in accordance with government policy applying at the time.’.

ENDNOTES

1. Published in the Gazette on 4 July 1991.
2. Laid before the Legislative Assembly on 17 July 1991.
3. The administering agency is the Public Sector Management Commission.