



Determination under subsection 24(3)—Non-SES employees—amendment of determination of 18 September 2013 (No.3)

made under section 24(3) of the

Public Service Act 1999

I, Christian Porter, Parliamentary Secretary to the Prime Minister, being of the opinion that it is desirable to do so because of exceptional circumstances, determine that the Determination made on 18 September 2013 under subsection 24(3) of the *Public Service Act 1999*, *Determination under subsection 24(3)—Non-SES employees moved between APS agencies to give effect to the Administrative Arrangements Orders made by the Governor-General in Council on 18 September 2013* (as amended on 31 October 2013 and 30 January 2014), be amended as set out in the Schedule, to take effect on and from 1 June 2015.

Dated this 22nd day of May 2015

Christian Porter
Parliamentary Secretary to the Prime Minister

SCHEDULE—Amendments

1. After clause 5C

Add:

- 5D. This Determination ceases to apply to an employee with effect from 1 June 2015 if the employee is an employee in the Department of Infrastructure and Regional Development.
- 5E. However, the annual salary that applies to the employee on 1 June 2015 is the greater of:
- (a) the annual salary that applied to the employee immediately before 1 June 2015; and
 - (b) the annual salary that would, apart from this clause, apply to the employee on 1 June 2015.
- 5F. The annual salary worked out under clause 5E ceases to apply when the salary of the employee is increased by:
- (a) a fair work instrument within the meaning of the *Fair Work Act 2009*; or
 - (b) a transitional instrument within the meaning of the *Fair Work (Transitional Provisions and Consequential Amendments) Act 2009*; or
 - (c) a determination under subsection 24(1) or (3) of the *Public Service Act 1999*; or
 - (d) a written contract of employment.