



Long Service Leave (Commonwealth Employees) Regulation 2016

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation.

Dated 28 September 2016

Peter Cosgrove
Governor-General

By His Excellency's Command

Michaelia Cash
Minister Assisting the Prime Minister for the Public Service

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Part 1—Preliminary

1 Name

This is the *Long Service Leave (Commonwealth Employees) Regulation 2016*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	30 September 2016

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Long Service Leave (Commonwealth Employees) Act 1976*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

5 Definitions

In this instrument:

Act means the *Long Service Leave (Commonwealth Employees) Act 1976*.

child: see subsection 15(4).

de facto partner: see subsection 15(4).

district allowance: see subsection 15(1).

family: see subsection 15(4).

GBE (short for Government Business Enterprise): see subsection 9(4).

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higher duties allowance: see subsection 14(1).

organisation: see subsection 10(2).

overtime payment: see subsection 19(2).

payment in the nature of a commuted allowance or penalty: see subsection 18(4).

relevant day: see subsection 14(6).

shift penalty payment: see subsection 18(2).

Part 2—Period and continuity of service

6 Purpose of this Part

This Part prescribes matters relevant to determining:

- (a) whether a person is, or was, employed in Government Service or another qualifying service for the purpose of determining the person's period and continuity of service; and
- (b) the period of that employment.

Note: For the meaning of employment in Government Service, see section 10 of the Act.

7 Employment etc. by certain bodies

For the purposes of subparagraph 4(6)(c)(iii) of the Act, each of the following is a body corporate to which paragraph 4(6)(c) of the Act applies:

- (a) AIDC Limited;
- (b) ANL Limited;
- (c) Telstra Corporation Limited.

8 Previous service—State authorities and other prescribed employers

State authorities

- (1) For the purposes of subsections 7(1) and (3) of the Act, a person, authority, institution or body referred to in an item of the table in clause 1 of Schedule 1 to this instrument is taken to be, or to have been, an authority of a State, but only:
 - (a) in the cases or circumstances (if any) specified in the item; and
 - (b) on or after a particular date, before a particular date or during a particular period (if any) specified in the item.

Previous employment

- (2) For the purposes of subsections 7(2) and (3) of the Act, the previous employment of an employee in the service of a person, authority, institution or body referred to in an item of the table in clause 1 of Schedule 2 to this instrument is to be taken into account for the purposes of section 11 of the Act as if it had been employment in Government Service, but only:
 - (a) in the cases or circumstances (if any) specified in the item; and
 - (b) on or after a particular date, before a particular date or during a particular period (if any) specified in the item.

9 Previous service—principal executive offices

Previous employment in a principal executive office

- (1) For the purposes of subsection 7(2) of the Act, the previous employment of an employee in the service of an employer who employs a person holding a principal executive office (other than an office held by the chief executive officer

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of a GBE) is to be taken into account for the purposes of section 11 of the Act as if it had been employment in Government Service.

- (2) Subsection (1) has effect only in relation to the employment of a person in the service of the employer in the following circumstances:
- (a) the person was previously the holder of the principal executive office;
 - (b) the person is subsequently employed in a qualifying service;
 - (c) the person is employed in a qualifying service on or after 31 May 1986.

Note: This subsection commenced on 31 May 1986.

Employment by holder of prescribed principal executive office

- (3) For the purposes of paragraph 10(6)(ab) of the Act, a principal executive office, other than an office held by a chief executive officer of a GBE, is prescribed.

- (4) In this instrument:

GBE (short for government business enterprise) means:

- (a) a Commonwealth authority or Commonwealth company prescribed, before the repeal of the *Commonwealth Authorities and Companies Act 1997*, for the purposes of the definition of **GBE** in section 5 of that Act; or
- (b) a Commonwealth entity or Commonwealth company prescribed for the purposes of the definition of **government business enterprise** in section 8 of the *Public Governance, Performance and Accountability Act 2013*.

10 Continuity of service—executive office

- (1) For the purposes of paragraph 12(11)(b) of the Act, an office in any of the following organisations is a prescribed office:
- (a) an organisation, other than an organisation of the kind specified in paragraph 12(11)(a) of the Act, the membership of which includes employees;
 - (b) a council of organisations;
 - (c) an authorised deposit-taking institution (ADI), within the meaning of section 5 of the *Banking Act 1959*, that:
 - (i) is permitted to use the expression building society, credit union or credit society, in relation to a financial business carried on by the ADI, under subsection 66(1) of the *Banking Act 1959*; and
 - (ii) conducts its business by or on behalf of an organisation for the benefit of its members or all employees;
 - (d) a cooperative society, or similar body, that:
 - (i) is registered or incorporated by or under a law of a State or Territory; and
 - (ii) conducts its business by or on behalf of an organisation for the benefit of its members or all employees.

- (2) In this instrument, except in paragraph (1)(a) of this section:

organisation has the same meaning as in paragraph 12(11)(a) of the Act.

11 Period of service—maritime employees

For the purposes of paragraphs 15(1)(c), (d) and (e) of the Act, the following classifications of employees are a prescribed class of maritime employees:

- (a) deck officers, including:
 - (i) chief deck officers; and
 - (ii) first, second, third and fourth mates;
- (b) engineer officers, including:
 - (i) chief, second, third, fourth, fifth and junior engineers; and
 - (ii) first, second and third electricians;
- (c) able and ordinary seafarers;
- (d) crew attendants;
- (e) lamp trimmers;
- (f) storekeepers;
- (g) greasers;
- (h) motorers;
- (i) stokers;
- (j) oil burners;
- (k) trimmers;
- (l) wipers;
- (m) boatswains;
- (n) engine and boiler operators;
- (o) deck workers;
- (p) marine stewards, including:
 - (i) chief, second, extra second, second class, assistant second, third class, cabin, assistant bar and stores stewards; and
 - (ii) first saloon and second class pantry cooks; and
 - (iii) security guards; and
 - (iv) chief saloon, head, second and third waiters; and
 - (v) bar attendants; and
 - (vi) storekeepers; and
 - (vii) linen-keepers; and
 - (viii) shop, milk bar, printing, first grade, bells, lounge, smokeroom, bedroom chief, captain's, bridge utility, general utility, engineers', second grade and assistant smokeroom stewards; and
 - (ix) second, third and fourth pantry cooks;
- (q) marine cooks, including:
 - (i) chief, senior second, second, extra second, third, fourth, ship's, assistant ship's and assistant cooks; and
 - (ii) bakers, chief bakers and second bakers; and
 - (iii) butchers, chief butchers and second butchers; and
 - (iv) scullery workers; and
 - (v) cook's attendants.

Part 3—Allowances included in salary

12 Purpose of this Part

For the purposes of section 8 of the Act, this Part sets out:

- (a) the kinds of allowances to be included in salary; and
- (b) the conditions (if any), or the extent to which, payments under the Act are to include allowances set out in this Part.

13 General allowances

Salary includes the following kinds of allowances:

- (a) an allowance in respect of the possession of certain qualifications;
- (b) an allowance in respect of the performance of duties additional to the ordinary duties of an office or position, not being an allowance in respect of the performance of such duties for a temporary period;
- (c) an allowance in lieu of quarters;
- (d) an allowance payable to a person as an officer-in-charge.

14 Higher duties allowance

- (1) Salary includes an allowance (a **higher duties allowance**) payable to a person in respect of the performance of the duties of an office having a higher classification than the person's own office.
- (2) The conditions subject to which higher duties allowance is to be included in salary are all of the following:
 - (a) that the salary that has been paid or is payable to the employee in respect of the employee's employment on the relevant day includes an amount in respect of higher duties allowance;
 - (b) that the approving authority has certified in writing that, for the period specified in the certificate, being a period that is the same as, or includes, the part of the period of long service leave in respect of which the salary is payable, the employee could, if the employee were not absent on long service leave, reasonably have been expected to perform:
 - (i) the duties that the employee was performing, or would, but for the employee's absence on authorised leave, have performed on the relevant day; or
 - (ii) where the employee has performed, or would, but for the employee's absence on authorised leave, have performed, for periods that were continuous with one another and with the period of long service leave, the duties of 2 or more offices each of which has a higher classification than the employee's own classification—the duties of the office, being one of those last-mentioned offices, specified in the certificate;
 - (c) that the period specified in the certificate referred to in paragraph (b) of this subsection is a period that commences on the expiration of:
 - (i) the relevant day; or

- (ii) a period specified in a certificate given in accordance with paragraph (b) of this subsection by the approving authority in respect of another part of the period of long service leave of the employee.

(3) Where:

- (a) the salary payable in accordance with section 20 of the Act to an employee referred to in subparagraph (2)(b)(ii) of this section, in respect of any part of a period of long service leave granted to the employee under section 16 or 17 of the Act is to include an amount in respect of higher duties allowance; and
- (b) the approving authority has in accordance with paragraph (2)(b) of this section specified in a certificate given in respect of that part of the period of long service leave of the employee an office other than the office the duties of which the employee was performing, or would, but for the employee's absence on authorised leave, have performed on the relevant day;

that amount is to be included in the salary payable to the employee in respect of that part of the period of long service leave to the extent only that it would be so included if the employee had performed on the relevant day the duties of the office specified in the certificate.

(4) The condition subject to which a payment in accordance with subsection 16(4) or 17(2) of the Act to a person who ceases to be an employee is to include an amount in respect of higher duties allowance is:

- (a) that the person has, or would, but for the person's absence on authorised leave, have, during a continuous period of not less than 12 months ending on the expiration of the relevant day, performed the duties of a single office having a higher classification than the person's own office; or
- (b) that, immediately before the person ceased to be an employee, the person has, or would, but for the person's absence on authorised leave, have performed the duties of 2 or more offices each of which has a higher classification than the person's own classification for periods that were continuous with one another and the aggregate of which is not less than 12 months.

(5) Where:

- (a) a payment in accordance with subsection 16(4) or 17(2) of the Act to a person who ceases to be an employee is to include an amount in respect of higher duties allowance; and
- (b) paragraph (4)(b) of this section applies to the person; and
- (c) at any time during the period of 12 months immediately preceding the relevant day, the person performed the duties of an office in respect of which higher duties allowance was payable to the person at a rate that is lower than the rate of the allowance payable to the person for the duties performed by the person on the relevant day;

that amount is to be included in the payment referred to in paragraph (a) of this subsection to the extent only that it would be so included if the person had performed on the relevant day the duties in respect of which higher duties allowance was payable to the person at the lower or lowest rate, as the case may be, at which such an allowance was payable to the person during that period of 12 months.

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(6) In this instrument:

relevant day:

- (a) in relation to an employee who has been granted long service leave, means the day immediately preceding the day on which that leave commences; and
- (b) in relation to a person who ceases to be an employee, means the day on which the person ceases to be an employee.

15 District allowance

- (1) Salary includes an allowance (a **district allowance**) payable to a person by reason of the fact that the person is required to perform duties in a particular district in Australia or in an external Territory, subject to this section.
- (2) Salary includes a district allowance only on the condition that during the period of the person's long service leave:
 - (a) the person remains in the district in respect of which the allowance is payable; or
 - (b) if the person is absent from the district, the person's spouse, de facto partner or family remains in the district during any part of the period that the person is absent from the district.
- (3) Where:
 - (a) a district allowance is payable at a particular rate, or in accordance with a particular scale of rates, in the case of persons:
 - (i) who are stationed at, or required to perform duty at, and to reside in, an established camp in the district; or
 - (ii) who are required, as members, whether regular or otherwise, of a camping party, to camp in the district elsewhere than at an established camp;and at another rate, or in accordance with another scale of rates, in the case of other persons who are stationed at, and reside in, the district; and
 - (b) the person is in receipt of that allowance at the rate, or in accordance with the scale of rates, applicable in the case of persons referred to in subparagraph (a)(i) or (ii) of this subsection;

the district allowance is included in the salary of the person to the extent only that it would be included if the person were stationed at, and residing in, the district but was not residing in an established camp in the district, or camping, as a member of a camping party, in the district elsewhere than at an established camp, as the case may be.

(4) In this instrument:

child, of a person means:

- (a) an adopted child, a stepchild or an exnuptial child of the person; or
- (b) someone who is a child of the person within the meaning of the *Family Law Act 1975*.

de facto partner has the meaning given by the *Acts Interpretation Act 1901* (see section 2D of that Act).

family, of a person, includes the following:

- (a) a spouse, de facto partner, child, parent, grandparent, grandchild or sibling of the person;
- (b) a child, parent, grandparent, grandchild or sibling of a spouse or de facto partner of the person.

16 Tool allowance

Salary includes an allowance payable to an employee in respect of the supply and maintenance by the employee of tools and equipment ordinarily required by the employee for performance of the employee's work.

Part 4—Payments not included in salary

17 Purpose of this Part

For the purposes of section 8A of the Act, this Part sets out:

- (a) the kinds of payments that are not included in salary; and
- (b) the extent to which, or the circumstances in which, some kinds of payments are not included in salary.

18 Shift penalty payments

- (1) A shift penalty payment is a kind of payment not included in salary.
- (2) A payment is a *shift penalty payment* if it:
 - (a) does not come within a single overall rate of salary; and
 - (b) is in the nature of an allowance or payment that is additional to the relevant ordinary rate of salary; and
 - (c) satisfies the criteria stated in subsection (3).
- (3) For the purposes of paragraph (2)(c), the following criteria are stated:
 - (a) the payment is payable because the employee to whom it is payable undertakes the employee's normal duties:
 - (i) outside the hours that are regarded in the relevant industry as the normal hours of work or the standard hours of work; or
 - (ii) from time to time during those normal hours of work but as part of a pattern of working hours that are outside those standard hours of work;
 - (b) the payment is paid:
 - (i) to an employee for work that the employee has in fact undertaken; or
 - (ii) to all employees within a class of employees as a payment in the nature of a commuted allowance or penalty.
- (4) For the purposes of subparagraph (3)(b)(ii), a payment is *a payment in the nature of a commuted allowance or penalty* if it is paid on the basis of liability to undertake shift work (whether or not shift work is in fact undertaken to any particular extent, or at all) and instead of additional payment for shift work in fact undertaken.

19 Overtime payments

- (1) An overtime payment is a kind of payment not included in salary.
- (2) A payment is an *overtime payment* if it is:
 - (a) a payment, however described, for overtime that has been undertaken; or
 - (b) a commuted overtime payment to all employees within a class of employees; or
 - (c) a payment to an employee for all of the employee's overtime work regardless of its length or frequency; or

(d) any other payment instead of a payment for overtime.

20 Restriction, or on-call, allowance

A payment in the nature of a restriction, or on-call, allowance is a kind of payment not included in salary.

Part 5—Transitional, savings and application provisions

21 Repeal of the *Long Service Leave (Commonwealth Employees) Regulations 1957*

- (1) This instrument does not apply in relation to a person, and the *Long Service Leave (Commonwealth Employees) Regulations 1957* continue to apply in relation to the person, to the extent that the person's entitlements in relation to the grant of long service leave (whether in respect of a period of service, continuity of service or an allowance or another payment) would otherwise be reduced or adversely affected by the repeal of the *Long Service Leave (Commonwealth Employees) Regulations 1957* and the making of this instrument.

Note: The *Long Service Leave (Commonwealth Employees) Regulations 1957* are repealed by this instrument (see Schedule 3 to this instrument as made).

- (2) A certificate made for the purposes of paragraph 4B(2)(b) of the *Long Service Leave (Commonwealth Employees) Regulations 1957*, before the repeal of those Regulations, has effect after that repeal as if it had been made for the purposes of paragraph 14(2)(b) of this instrument.

Schedule 1—State authorities

Note: See subsection 8(1).

1 Previous service with State authorities

The following table applies for the purposes of subsection 8(1).

Previous service with State authorities		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
<i>New South Wales</i>		
1	Board of Fire Commissioners of New South Wales	
2	Broken Hill Water Board	
3	Charles Sturt University	
4	Hunter District Water Board	
5	Kosciusko State Park Trust	
6	Macquarie University	
7	Main Roads Board of New South Wales	
8	Maritime Services Board of New South Wales	
9	Metropolitan Meat Industry Commissioner of New South Wales	
10	Metropolitan Water Sewerage and Drainage Board	
11	Prince Henry Hospital	Employment during the period during which the name of that hospital has been included in the Third Schedule to the <i>Public Hospitals Act 1929</i> (NSW)
12	A public hospital constituted as a body corporate under the <i>Public Hospitals Act 1929</i> (NSW)	Employment of a person during the period during which the name of the hospital has been included in the Second Schedule to that Act
13	Royal Alexandra Hospital for Children	Employment during the period during which the name of that hospital has been included in the Third Schedule to the <i>Public Hospitals Act 1929</i> (NSW)
14	Royal Prince Alfred Hospital (including the King George V Memorial Hospital)	Employment during the period during which the name of that hospital has been included in the Third Schedule to the <i>Public Hospitals Act 1929</i> (NSW)
15	Rural Bank of New South Wales	
16	South Sydney Women's Hospital	Employment during the period during which the name of that hospital has been included in the Third Schedule to the <i>Public Hospitals Act 1929</i> (NSW)

Schedule 1 State authorities

Previous service with State authorities		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
17	A State Technical College or similar tertiary institution	
18	Sydney Hospital	Employment during the period during which the name of that hospital has been included in the Third Schedule to the <i>Public Hospitals Act 1929</i> (NSW)
19	Totalizator Agency Board	
20	United Dental Hospital	Employment during the period during which the name of that hospital has been included in the Third Schedule to the <i>Public Hospitals Act 1929</i> (NSW)
21	University of Newcastle	
22	University of New England	
23	University of New South Wales	
24	University of Sydney	
25	University of Technology, Sydney	
26	University of Western Sydney	
27	University of Wollongong	
28	Water Conservation and Irrigation Commission	
	<i>Victoria</i>	
29	Ballarat University College	
30	Cancer Institute Board	
31	Council of Adult Education	
32	Council of the Lincoln Institute of Health Sciences	
33	Deakin University	
34	Farmers' Debts Adjustment Board of Victoria	
35	Gas and Fuel Corporation of Victoria	
36	Geelong Harbour Trust	
37	Geelong Waterworks and Sewerage Trust	
38	Knowledge Victoria Limited	Employment on or after 8 May 1987
39	La Trobe University	
40	Mayfield Centre, Malvern	
41	Melbourne and Metropolitan Board of Works	
42	Melbourne and Metropolitan Tramways Board	
43	Melbourne Harbour Trust	
44	Metropolitan Fire Brigades Board	
45	Mildura Vineyards Protection Board	
46	Monash University	

Previous service with State authorities		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
47	Municipal Association of Victoria	
48	Portland Harbour Trust Commissioners	
49	A public hospital that is incorporated under the <i>Health Services Act 1988</i> (Vic.)	Employment on or after 1 July 1988
50	A public hospital which is an incorporated institution under the <i>Hospitals and Charities Act 1958</i> (Vic.) or an unincorporated public hospital under that Act (not being a separate institution under that Act)	
51	Royal Melbourne Institute of Technology	
52	State Savings Bank of Victoria	
53	A State Technical College or similar tertiary institution	
54	Swinburne University of Technology	
55	University of Melbourne	
56	Victorian Civil Ambulance Service	
57	Victorian College of Pharmacy	Employment after 4 July 1966
58	Victorian Inland Meat Authority	
59	Victorian State Coalmine, Wonthaggi	
60	Victoria University of Technology	
61	Zoological Board of Victoria	
	<i>Queensland</i>	
62	Bowen Harbour Board	
63	Bundaberg Harbour Board	
64	Cairns Harbour Board	
65	Committee of Direction of Fruit Marketing	
66	Darling Downs Institute of Advanced Education	
67	A District Fire Brigades Board	
68	Gladstone Harbour Board	
69	Griffith University	
70	James Cook University of North Queensland	
71	Mackay Harbour Board	
72	Metropolitan Public Abattoir Board	Employment before 1969 and during that part of 1969 when that Board was known as the Queensland Meat Industry Board
73	A public hospital conducted by a board constituted as a body corporate in accordance with <i>The Hospitals Act of 1936</i> (Qld)	
74	A Queensland Ambulance Transport Brigade Area Committee established under section 19 of <i>The Ambulance Services Act of 1967</i> (Qld)	Employment on or after 24 June 1967

Schedule 1 State authorities

Previous service with State authorities		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
75	A Queensland commodity board established under <i>The Primary Producers' Organisation and Marketing Act of 1926</i> (Qld)	
76	Queensland Fish Board	
77	Queensland Institute of Medical Research	
78	Queensland State Wheat Board	
79	Queensland University of Technology	
80	Rockhampton Harbour Board	
81	The State Council of the Queensland Ambulance Transport Brigade	Employment on or after 24 June 1967
82	A State Technical College or similar tertiary institution	
83	Sugar Experiment Stations Board	
84	Townsville Harbour Board	
85	University College of Central Queensland	
86	University College of Southern Queensland	
87	University of Queensland	
	<i>South Australia</i>	
88	Australian Mineral Development Laboratories	
89	Betting Control Board	Employment before 9 December 1965
90	Electricity Trust of South Australia	
91	Fire Brigades Board of South Australia	
92	Flinders University of South Australia	
93	A hospital other than a hospital registered as a private hospital or a maternity home under section 146 of the <i>Health Act 1935</i> (SA)	
94	Institute of Medical and Veterinary Science	
95	Local Government Association of South Australia	
96	Metropolitan and Export Abattoirs Board	
97	Municipal Tramways Trust of South Australia	
98	National Fitness Council of South Australia	
99	Public Examinations Board of South Australia	
100	Renmark Irrigation Trust	
101	Savings Bank of South Australia	
102	South Australian Egg Board	
103	South Australian Housing Trust	
104	South Australian School of Mines	

Previous service with State authorities		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
105	A State Technical College or similar tertiary institution	
106	University of Adelaide	
107	University of South Australia <i>Western Australia</i>	
108	Commissioner of Main Roads	Employment of a person as a casual employee
109	Curtin University of Technology	
110	Edith Cowan University	
111	Fremantle Harbour Trust	
112	Kings Park Board	
113	Library Board of Western Australia	
114	Metropolitan (Perth) Passenger Transport Trust	
115	Motor Vehicle Insurance Trust (Western Australia)	
116	Murdoch University	
117	National Parks Board of Western Australia	
118	A public hospital conducted by a hospital board constituted as a body corporate under the <i>Hospitals Act 1927 (WA)</i>	
119	State Gardens Board	Employment that is continuous with employment with the National Parks Board of Western Australia
120	A State Technical College or similar tertiary institution	
121	University of Western Australia	
122	Wait-Aid Ltd	
123	Western Australia Egg Marketing Board	
124	Western Australian Potato Marketing Board <i>Tasmania</i>	
125	Burnie Marine Board	
126	Circular Head Marine Board	
127	Devonport Marine Board	
128	Engineering Board of Management of Tasmania	
129	A Fire Brigade Board constituted under the <i>Fire Brigades Act 1945 (Tas.)</i>	
130	Flinders Marine Board	
131	Hobart Marine Board	
132	Hydro-Electric Commission (Tasmania)	
133	King Island Marine Board	

Schedule 1 State authorities

Previous service with State authorities		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
134	Launceston Marine Board	
135	Metropolitan Transport Trust (Tasmania)	Employment at Hobart on or after 1 March 1955 and employment at Launceston on or after 1 July 1955
136	North Eastern Harbour Trust	
137	A public hospital conducted by a hospital board constituted as a body corporate under the <i>Hospitals Act 1918</i> (Tas.)	
138	Smithton Harbour Trust	
139	A State Technical College or similar tertiary institution	
140	Strahan Marine Board	
141	Tasmanian College of Advanced Education	
142	Tasmanian Grain Elevators	
143	Tasmanian Grain Elevators Board	
144	Tasmanian Racing Commission	
145	Ulverstone Harbour Trust	
146	University of Tasmania <i>Northern Territory</i>	
147	Darwin Institute of Technology	
148	Northern Territory University	

Schedule 2—Previous employment

Note: See subsection 8(2).

1 Previous employment

The following table applies for the purposes of subsection 8(2).

Previous employment		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
1	Aboriginal Corporation of the National Aboriginal Conference	
2	Aboriginal Hostels Limited	
3	Acoustic Research Laboratories	Employment of a person whose services were taken over by the Commonwealth on 1 January 1947
4	Adelaide Symphony Orchestra Pty Ltd	Employment of a person who: (a) was compulsorily transferred from the Australian Broadcasting Corporation to the Adelaide Symphony Orchestra Pty Ltd on 1 July 1997; and (b) is subsequently employed in Government Service
5	Aerospace Technologies of Australia Pty Limited	
6	Air Queensland Ltd	Employment before 27 June 1985 of a person whose services were taken over by the Commonwealth on that date, including continuous service with Bush Pilots Airways Pty Ltd and Bush Pilots Airways Ltd Employment on or after 27 June 1985 until 25 March 1986
7	Air Queensland Pty Ltd	Employment on or after 26 March 1986 and before the commencement of Part 4 of the Schedule to the <i>Qantas Sale Act 1992</i>
8	Allambee Nursing Home	Employment of a person whose services were taken over by the Department of Health on 13 March 1975
9	Anzac Agency for the Pacific Region of the Commonwealth War Graves Commission (an agency of a body corporate established by royal charter)	Employment of a person whose services were taken over by the Department of the Special Minister of State on 1 January 1975
10	Applied Ecology Pty Ltd	
11	Army Health Benefits Society	
12	Australian Airlines Limited	Employment before the commencement of Part 4 of the Schedule to the <i>Qantas Sale Act 1992</i>

Schedule 2 Previous employment

Previous employment		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
13	Australian Bicentennial Authority	
14	Australian Conference of Principals of Colleges of Advanced Education	
15	Australian Council of Local Government Associations	
16	Australian Institute of Agricultural Science	Employment of a person whose services were taken over by the Commonwealth Scientific and Industrial Research Organisation on 1 January 1976
17	Australian Institute of Nuclear Science and Engineering	
18	Australian Institute of Sport	
19	Australian Maritime College	
20	Australian National University	
21	Australian Railway Research and Development Organisation	
22	Australian Road Research Board	
23	Australian Vice-Chancellors' Committee	
24	British Defence Research and Supply Staff (an agency of the Ministry of Technology)	Employment before 18 September 1970 of a person whose services were taken over by the Department of Supply on 28 September 1970
25	British Phosphate Commissioners	Employment before 1 July 1981 of a person whose services were taken over by the Australian Shipping Commission on that date
26	Calvary Hospital ACT Incorporated	
27	Canberra College of Advanced Education	
28	Canberra Mothercraft Society	Employment before 1 July 1969 of a person whose services were taken over by the Department of Health on that date Employment before 12 November 1973 of a person whose services were taken over by the Department of the Capital Territory on that date Employment of a person whose services were taken over by the Department of Health on 1 July 1969
29	Canberra Tourist Bureau	Employment of a person whose services were taken over by the Department of the Interior on 1 July 1952
30	Church Missionary Society of Australia	Employment before 9 February 1970 of a person whose services were taken over by the Commonwealth on that date
31	Coal Mines Insurance Pty Limited	
32	Commonwealth Accommodation and	

Previous employment		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
	Catering Services Limited	
33	Commonwealth Brickworks (Canberra) Limited	Employment before 21 September 1979
34	Commonwealth Collieries Pty Ltd	Employment on or after 8 March 1947
35	Commonwealth Funds Management Limited	
36	Commonwealth Hostels Limited	
37	Council of the Canberra University College	
38	Darwin Community College	
39	Employment National (Administration) Pty Ltd	Employment of a person who was declared, under subsection 81C(1) of the <i>Public Service Act 1922</i> , to be in the employment of Employment National (Administration) Pty Ltd
40	Enterprise and Career Education Foundation Limited	Employment of a person whose services were taken over by the Department of Education, Science and Training on 1 October 2003
41	Grazcos Supplies Pty Limited	Employment of a person whose services were taken over by the Australian Wool Corporation on 1 July 1978
42	Health Services Australia	Employment of a person who was declared, under subsection 81C(1) of the <i>Public Service Act 1922</i> , to be in the employment of Health Services Australia
43	H.S. Sales and Contracting Pty Ltd	Employment between 11 March 1988 and 31 December 1990
44	International Development Program of Australian Universities and Colleges Limited	
45	Joint Coal Board	
46	Koomarri Training Centre	Employment before 25 January 1974 of a person whose services were taken over by the Department of Education on that date
47	Legal Aid Committee of the Australian Capital Territory established by the <i>Legal Aid Ordinance 1972</i> of that Territory	Employment that is continuous with employment with the Legal Aid Commission (ACT)
48	Medibank Limited	Employment of a person who was taken to be engaged by Medibank Limited because of the operation of a declaration under section 21 of the <i>Health Insurance Commission (Reform and Separation of Functions) Act 1997</i>
49	Melbourne Symphony Orchestra Pty Ltd	Employment of a person who: (a) was compulsorily transferred from the Australian Broadcasting Corporation to the Melbourne Symphony Orchestra Pty Ltd on 1 July 1997; and (b) is subsequently employed in Government

Schedule 2 Previous employment

Previous employment		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
		Service
50	National Aboriginal Sports Foundation Aboriginal Corporation	
51	National Institute of Dramatic Art	
52	National Training Board Ltd	
53	North Australia District of the Methodist Overseas Mission of the General Conference of the Methodist Church of Australasia	Employment before 5 February 1968 of a person whose services were taken over by the Commonwealth on that date
54	NSW Mining Company Pty Ltd	
55	Papua New Guinea University of Technology	Employment before 16 September 1975
56	Phosphate Mining Company of Christmas Island Limited	
57	Qantas Airways Limited	Employment before the commencement of Part 4 of the Schedule to the <i>Qantas Sale Act 1992</i>
58	River Murray Commission	
59	Science and Engineering Research Council	Employment with the Science and Engineering Research Council for the period spent with the United Kingdom Schmidt Telescope Unit before 15 June 1988 of a person whose services were taken over by the Anglo-Australian Telescope Board on that day
60	Shepherdson College	Employment before 1 February 1976 of a person whose services were taken over by the Department of Education on that date
61	Symphony Australia Holdings Pty Ltd	Employment of a person who: (a) was compulsorily transferred from the Australian Broadcasting Corporation to Symphony Australia Holdings Pty Ltd on 1 July 1997; and (b) is subsequently employed in Government Service
62	Telecom Australia (International) Limited	
63	Travelstrength Limited	
64	University of Canberra	
65	University of Papua New Guinea	Employment before 16 September 1975
66	VIP Building Maintenance Contractors Pty Limited	Employment of a person whose services were taken over by the Department of Administrative Services on 1 June 1978
67	West Australian Symphony Orchestra Holdings Pty Ltd	Employment of a person who: (a) was compulsorily transferred from the Australian Broadcasting Corporation to West Australian Symphony Orchestra Holdings Pty Ltd on 2 March 1998; and

Previous employment		
Item	Name of person, authority, institution or body	Cases, circumstances or period of employment
		(b) is subsequently employed in Government Service

Schedule 3—Repeals

Long Service Leave (Commonwealth Employees) Regulations 1957

1 The whole of the Regulations

Repeal the Regulations.