Defence Determination 2002/32

I, SUSAN JANE PARR, Director General Personnel Policy and Employment Conditions, Defence Personnel Executive, make this Determination under section 58B of the *Defence Act 1903*.

Dated 24 December 2002

S J PARR
Director General
Personnel Policy and Employment Conditions
Defence Personnel Executive

1 Citation

This Determination is Defence Determination 2002/32, Aide-de-camp and miscellaneous – amendment.

[NOTE: This Determination commences on the day on which it is made: see *Defence Act 1903*, subsection 58B (4).]

2 Amendment

Defence Determination 2000/1, Conditions of Service, as amended,[1] is amended as set out in this Determination.

3 Clause 9.1.17 (Disposable salary)

add at the end

(s) the amount of superannuation contributions paid to the member.

4 Paragraph 9.1.19 (u)

substitute

(u) pet relocation.

5 Subclause 12.3.3 (2) (Reimbursement for aide-de-camp clothing expenses)

substitute

(2) The amount that a member may be reimbursed for the posting must not exceed the following amount:

(a) for a part-time aide-de-camp to the Governor-General or an aide-de-camp to an overseas visiting dignitary — $3,514; and

(b) for any other member to whom this Part applies — $1,757.

6 Subclauses 12.3.3 (3) and (4) (Reimbursement for aide-de-camp clothing expenses)

omit

NOTE

1. Defence Determination 2000/1 as amended to date. For previous amendments see Note to Defence Determination 2002/1, and see also Determinations 2002/1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30 and 31; and Determination Nos 7 and 23 of 2002 made under section 58H of the *Defence Act 1903*

EXPLANATORY STATEMENT

Defence Determination 2002/32

This Determination amends Defence Determination 2000/1, Conditions of Service (the Principal Determination), made under section 58B of the *Defence Act 1903* (the Act). Chapter 9 of the Principal Determination sets out provisions dealing with conditions for members who are required to perform duty overseas. Chapter 12 of the Principal Determination sets out provisions dealing with the reimbursement of aide-de-camp clothing expenses for members of the Australian Defence Force (ADF).

The primary purpose of this Determination is to increase the amount of reimbursement by 50% for expenses incurred for the purchase or hire of clothing to meet the requirements of the member's duties as an aide-de-camp. This new total is currently available to such members, however, it depends on the exercise of a very broad discretion. This determination will simplify administration of the allowance by removing the discretion available under subclause 12.3.3 (3).

This Determination also contains 2 minor amendments that relate to Defence Determination 2002/29, Overseas conditions of service – revised entitlements.

Clause 1 of this Determination sets out the manner in which this Determination may be cited.

This Determination commences on the day on which it is made, as provided by subsection 58B (4) of the Act.

Clause 2 specifies that the amendments are made to the Principal Determination, as amended.

Clause 3 reinstates a paragraph that provides for superannuation contributions to be deducted from a member's income before the calculation of overseas living allowance payable to a member. The omission occurred as a drafting error in Defence Determination 2002/29. The reinstatement has been made prospectively, to avoid any potential detriment to members in receipt of overseas living allowance between 19 and 24 December 2002.

Clause 4 is a technical amendment to correct punctuation. It has no effect on entitlements.

Clause 5 increases the maximum amount that a member may be reimbursed as an aide-de-camp by 50%.

Clause 6 removes the discretion and the circumstances to which the CDF must have regard to when deciding to reimburse an additional amount of up to 50% more than the current prescribed maximum payment.

Authority: Section 58B of the *Defence Act 1903*