



## **Defence Determination 2003/29**

I, MARCUS CHARLES PEAKE, Acting Director General Personnel Policy and Employment Conditions, Defence Personnel Executive, make this Determination under section 58B of the *Defence Act 1903*.

Dated 7 November 2003

M C PEAKE  
Captain, RAN  
Director General  
Personnel Policy and Employment Conditions  
Defence Personnel Executive

**1 Name of Determination**

This Determination is Defence Determination 2003/29, Education costs for child.

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

**2 Amendment**

Defence Determination 2003/21, Conditions of Service, as amended,<sup>1</sup> is amended as set out in this Determination.

**3 Subclause 5.1.19 (3) (Rate)**

*omit*

\$436

*insert*

\$447

**4 Subclause 5.1.23 (2) (Reimbursement for accommodation costs)**

*omit*

\$125

*insert*

\$129

**5 Annex 5.1.A (Education assistance)**

*substitute*

the Annex set out in Attachment A to this Determination.

**6 Subclause 15.8.21 (4) (Rate)**

*omit*

AUD 436

*insert*

AUD 447

**7 Annex 15.8.B (Education assistance)**

*substitute*

the Annex set out in Attachment B to this Determination.

## 8 Transitional

- (1) In this clause:

*commencement day* means the day on which this Determination commences.

*relevant period* means the period from 1 January 2003 to the day before the commencement day.

*the former Principal Determination* means Defence Determination 2000/1, Conditions of Service, as amended.

*the Principal Determination* means Defence Determination 2003/21, Conditions of Service, as amended.

- (2) This clause applies to a member who was entitled, during the relevant period, to education assistance for a child under the Principal Determination or the former Principal Determination.
- (3) If this Determination (other than clause 4 and Part 1 of Annex 5.1.A, as substituted by clause 5) had applied for the relevant period, and would have resulted in the member's entitlement to education assistance exceeding the amount of education assistance previously paid for that period, the member is entitled to additional education assistance equal to the amount of the excess.

---

### NOTE

1. Defence Determination 2003/21 commenced on 1 August 2003 and has been amended by Defence Determinations 2003/20, 23, 24, 25, 26, 27 and 28.

## **ATTACHMENT A**

## Annex 5.1.A Education assistance

Column 1	Column 2	Column 3	Column 4
Item	Cost reimbursed	Maximum reimbursement	Member contribution
<b>PART 1 – Education assistance at new locality of posting</b>			
		<b>\$ an hour</b>	
1	Hourly cost of tuition or therapy service	48	-
<b>PART 2 – Education assistance at locality other than locality of posting</b>			
		<b>\$ a year</b>	<b>\$ a year</b>
<b>Cost of tuition</b>			
2	Compulsory tuition fees	12,750	184
<b>Cost of board</b>			
3	Child who boards at a boarding school or commercially	11,860	2,137
4	Child who boards or is accommodated privately	6,918	2,137

## **ATTACHMENT B**

## **Annex 15.8.B            Education assistance**

### **Part 1            Amount for boarding (clause 15.8.19) Maximum allowable school fees (clause 15.8.20)**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Boarding and schooling arrangements</b>	<b>Boarding AUD a year</b>	<b>Tuition AUD a year</b>	<b>Total AUD a year</b>
Boarding school	11,860	12,750	24,610
Commercial boarding establishment, attending non-Government school	11,860	12,750	24,610
Commercial boarding establishment, attending Government school	11,860	184	12,044
Private board and lodging, attending non-Government school	6,918	12,750	19,668
Private board and lodging, attending Government school	6,918	184	7,102
Living at home, attending non-Government school	2,137	12,750	14,887
Living at home, attending Government school	2,137	184	2,321

**Part 2 Ordinary school fees (clause 15.8.21)**  
**[member contributions]**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Schooling and living arrangements of child immediately before eligible for overseas education assistance</b>	<b>Member contribution for boarding costs</b>	<b>Member contribution for tuition costs</b>
Child attended boarding school	Amount for boarding* employee would have incurred at the school	Compulsory tuition fees# employee would have incurred at the school
Commercial boarding establishment and attended non-Government school	Amount for boarding* employee would have incurred at the commercial establishment	Compulsory tuition fees# employee would have incurred at the school
Commercial boarding establishment and attending Government school	Amount for boarding* employee would have incurred at the commercial establishment	(a) Pre-school AUD 231 a year (b) Primary AUD 79 a year (c) Secondary AUD 184 a year
Private board and lodging and attending non-Government school	AUD 6,918 a year	Compulsory tuition fees# employee would have incurred at the school
Private board and lodging and attending Government school	AUD 6,918 a year	(a) Pre-school AUD 231 a year (b) Primary AUD 79 a year (c) Secondary AUD 184 a year
Living at home and attending non-Government school	AUD 2,137 a year	Compulsory tuition fees# employee would have incurred at the school
Living at home and attending Government school	AUD 2,137 a year	(a) Pre-school AUD 231 a year (b) Primary AUD 79 a year (c) Secondary AUD 184 a year

\* see paragraph 15.8.19 (b)

# see clause 15.8.4

# EXPLANATORY STATEMENT

## Defence Determination 2003/29

This Determination amends Defence Determination 2003/21, Conditions of Service (the Principal Determination), made under section 58B of the *Defence Act 1903* (the Act). Chapter 5 of the Principal Determination sets out provisions dealing with education assistance for children of members of the Australian Defence Force (ADF) on duty within Australia. Chapter 15 out provisions dealing with education assistance for children of members on long-term posting overseas.

The purpose of this Determination is to implement an annual review of the rates of financial assistance for costs incurred by members in minimising disruption to their children's education, due to the member's posting.

The adjustments made by this Determination result from an annual survey of boarding and tuition fees set by schools for the 2003 school year, carried out by the Department of Employment and Workplace Relations, except where otherwise indicated.

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.

Clauses 3, 4 and 5 amend Chapter 5 of the Principal Determination in relation to education assistance for the children of members who are relocated on posing within Australia.

Clause 3 increases the amount by which the member's contribution for boarding fees is to be reduced in the child's first year of boarding (where the boarding began as a direct result of a member being notified of a posting) by 2.5%.

Clause 4 increases the maximum weekly rate of reimbursement for accommodation costs incurred by a member's tertiary student child, who is unable to complete a course of study within the member's locality of residence. This rate has increased by 3.2%, in line with increases in the living away from home rates of Youth Allowance set by Centrelink.

Clause 5 amends Part 1 of Annex 5.1.A of the Principal Determination to increase the maximum hourly rate of reimbursement for costs incurred in respect of a member's child who requires additional tuition or therapy to assist in the transition to a new school. This rate has been increased by the Education component of the Consumer Price Index, which, after rounding, produced an increase of 4.3%.

The amendment to Part 2 of Annex 5.1.A increases the maximum reimbursement for compulsory tuition fees by 13.3%. The member contribution for tuition assistance in relation to government schools has been increased by the Education component of the Consumer Price Index, which, after rounding, produced an increase of 5.1%. The amendments to Part 2 of

Annex 5.1.A also increase the maximum reimbursement for boarding fees incurred where a child boards, at boarding school or commercially, by 0.1%. The maximum reimbursement of boarding fees incurred where a child boards privately has been increased by 2.2%. The member contribution for boarding assistance has increased by 3.0%.

Clauses 6 and 7 amend Chapter 15 of the Principal Determination in relation to education assistance for the children of members on long-term posting overseas.

Clause 6 increase the amount by which the employee's contribution for a child who boards at a boarding school is to be reduced in the first year, if the child did not so board before becoming eligible for education assistance. This amount is increased by 2.5 %.

Clause 7 amends Annex 15.8.B to the Principal Determination by increasing the relevant annual amounts and maximum allowable fees by an average of 5.7%. Member contributions towards tuition costs were increased by the Education component of the Consumer Price Index.

Clause 8 sets out a transitional provision which authorises reimbursement to an eligible member of additional education assistance equal to the amount (if any) by which the education assistance received during an earlier period falls short of the education assistance to which the member would have been entitled if this Determination had applied during the period. The earlier assistance would have been received between 1 January 2003 and 31 July 2003 under the former Principal Determination (Defence Determination 2000/1, Conditions of Service) — and under the current Principal Determination between 1 August 2003 and the day before this Determination commenced. The transitional provision does not apply to accommodation cost reimbursement for a tertiary student child (clause 4 of this Determination), or to the maximum hourly rate of reimbursement for costs of additional tuition or therapy (Part 1 of Annex 5.1.A, as substituted by clause 5 of this Determination).

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