



Determination No. 3 of 1981

**Determination under Section 58B of the
Defence Act 1903' (Amendment)**

I, KEVIN EUGENE NEWMAN, the Minister of State for Administrative Services acting for and on behalf of the Minister of State for Defence, hereby make the following Determination under section 58B of the *Defence Act 1903*.

Dated eighteen February 1981.

KEVIN NEWMAN

Minister of State for Administrative Services
for and on behalf of the
Minister of State for Defence

Citation

1. This Determination may be cited as Determination 3719, Post Allowance.

Definitions

2. In this Determination—

“member” means a member rendering continuous full time service;

“Public Holiday” means—

- (a) the first day of January;
- (b) the twenty-sixth day of January;
- (c) Good Friday and the following Monday;
- (d) the twenty-fifth day of April;
- (e) the Anniversary of the Birthday of the Sovereign;
- (f) the twenty-fifth day of December;
- (g) the twenty-sixth day of December;
- (h) any day or part of any day prescribed under a law of any State or Territory, in lieu of, or in addition to, any of the preceding days; or

- (i) any day or part of any day proclaimed by the Governor-General or required by any Act to be observed as a holiday in lieu of, or in addition to, any of the preceding days,

and approved by the Commanding Officer of a member to be observed as a holiday by the member in the location in which he is serving;

“recreation leave” means leave of absence which has been granted to a member under Determination 2601, Recreation Leave, made under section 58B of the *Defence Act* 1903;

“special leave” means leave of absence which has been granted to a member under clause 4 of Determination 2603, Leave for Special Purposes, made under section 58B of the *Defence Act* 1903.

3. In this Determination the expression “*de facto* spouse” has the same meaning as in Determination 0114, Married Trainee’s Allowance, made under section 58B of the *Defence Act* 1903.

Post Allowance

4. Subject to this Determination a member who serves in a Group 1, Group 2 or Group 3 locality shall, in respect of his service in that locality be paid an allowance called “Post Allowance” at the rate of—

- (a) in the case of a member serving in a Group 1 locality—\$3,000 per annum;
- (b) in the case of a member serving in a Group 2 locality—\$2,250 per annum; or
- (c) in the case of a member serving in a Group 3 locality—\$1,500 per annum.

Group 1 Localities

5. For the purposes of this Determination, a member shall be deemed to serve in a Group 1 locality during a period when he serves in one of the following localities:

- (a) Accra;
- (b) Baghdad;
- (c) Dacca;
- (d) Hanoi;
- (e) Jeddah/Riyadh;
- (f) Lagos
- (g) Quetta;
- (h) Rangoon;
- (i) Tehran; and
- (j) Vientiane.

Group 2 Localities

6. For the purposes of this Determination, a member shall be deemed to serve in a Group 2 locality during a period when he serves in one of the following localities:

- (a) Algiers;
- (b) Ankara;
- (c) Dar-Es-Salaam;
- (d) Islamabad;
- (e) Kingston in Jamaica;
- (f) Lusaka;
- (g) Moscow;
- (h) Peking;
- (i) Any locality in Lebanon;
- (j) any locality in Papua New Guinea; and
- (k) any locality in Syria.

Group 3 Localities

7. For the purposes of this Determination, a member shall be deemed to serve in a Group 3 locality during a period when he serves in one of the following localities:

- (a) Abu Dhabi;
- (b) Bombay;
- (c) Cairo;
- (d) Colombo;
- (e) Kathmandu
- (f) Kiribati;
- (g) Kuwait;
- (h) Manama;
- (i) Nauru;
- (j) New Delhi;
- (k) Rawalpindi;
- (l) Tuvalu;
- (m) Warsaw;
- (n) Wellington in India;
- (o) any locality in Indonesia;
- (p) any locality in Jordan;
- (q) any locality in Fiji with the exception of Suva and Lautoka;
- (r) any locality in Tonga with the exception of Tonga Tapu Island; and
- (s) any location in Vanuatu with the exception of Vate Island.

Allowance not payable

8. Post Allowance is not payable to a member in respect of service in a Group 1, Group 2 or Group 3 locality during a period when the member normally resides in that locality with a person who is the spouse of the member or the *de facto* spouse of the member, being a person who is paid, or is entitled to be paid difficult post allowance under the *Public Service Act 1922* in respect of service in that locality during that period.

Dual Entitlement

9. Where a member serves in a Group 1, Group 2 or Group 3 locality and resides with another member who is the spouse or the *de facto* spouse of the first-mentioned member and both members would but for this clause, be entitled to be paid Post Allowance in respect of service in that locality during that period, Post Allowance is not payable—

- (a) where both members hold different ranks—to the member who holds the lower rank; or
- (b) where both members hold the same rank—to the member with the lower seniority in that rank.

Qualifying Period

10. Where a member serves in a Group 1, Group 2 or Group 3 locality for a period of less than a month, Post Allowance is not payable to that member in respect of his service during that period but where he serves in such a locality for a period in excess of one month the allowance is payable on completion of one month on and from the commencement date of his service in that locality.

Member Proceeding on Leave

11. Subject to clause 12, where a member serving in a Group 1, Group 2 or Group 3 locality—

- (a) is granted a period of recreation leave or special leave;
- (b) is granted in that locality a period of absence from duty in respect of illness;
- (c) is hospitalized for a period in that locality; or
- (d) is required, for Service reasons, to render a period of service in another locality,

the member shall be deemed to have served in that first-mentioned locality during that period and where such a period includes a Saturday, Sunday or Public Holiday the member shall be deemed to have served in that first-mentioned locality on that Saturday, Sunday or Public Holiday.

12. Subject to clauses 13 and 14, where a member to whom Post Allowance is payable in respect of his service in a Group 1, Group 2 or Group 3 locality

is granted a period of recreation leave and will not, immediately upon the completion of that period of recreation leave, resume his service in that locality—

- (a) that period of recreation leave;
- (b) a period of recreation leave equal to the period of recreation leave to which the member would have been entitled in respect of a period of 12 months service in that locality; or
- (c) a period of recreation leave equal to the period of recreation leave to which the member is entitled in respect of his service in that locality,

whichever is the lesser period, shall be deemed for the purposes of this Determination to be a period of service in that locality.

13. For the purposes of clause 12 recreation leave means recreation leave credited to a member under clause 5, 6, 7, 9, 13, 14, 15 or 21 of Determination 2601, Recreation Leave, made under section 58B of the *Defence Act 1903* and includes—

- (a) in paragraph 12 (a) any Saturday, Sunday or Public Holiday which may occur during that period; and
- (b) in paragraphs 12 (b) and 12 (c), 2 additional days for each 5 days with which the member would be so credited.

14. For the purposes of clause 12 a member shall be deemed to have been granted leave immediately on ceasing to serve in a Group 1, Group 2 or Group 3 locality if—

- (a) he is granted recreation leave immediately on the expiration of a period of duty travel, such duty travel being contiguous to a period of service in that locality;
- (b) he is granted recreation leave immediately on the expiration of a period of absence from duty due to illness or hospitalization which commenced on or before the date on which he so ceased to serve; or
- (c) for Service reasons, the member is required to render a period of service before he can be granted recreation leave and the member is granted recreation leave immediately upon completing that period of service.

Revocation of Determination 3719, Post Allowance

15. Determination 3719, Post Allowance issued as Determination No. 26 of 1980 and amended by Determination No. 2 of 1981 is revoked.

Application

16. Subject to clause 17, clauses 1 to 14, inclusive, of this Determination apply in relation to service by a member in a Group 1, Group 2 or Group 3 locality on or after 6 November 1980.

Transitional

17. The amount of Post Allowance payable to a member in respect of the period commencing on 6 November 1980 and ending on the day before the day on which this Determination is made, is the amount payable to that member under this Determination less the amount payable to him under Determination No. 26 of 1980 as amended by Determination No. 2 of 1981

NOTE

1. Previous amendments to Determination 3719, Post Allowance: No. 26 of 1980 and No. 2 of 1981.

EXPLANATORY STATEMENT

DETERMINATION NO. 3 OF 1981

ISSUED BY THE AUTHORITY OF THE MINISTER FOR DEFENCE

UNDER SECTION 58B OF THE DEFENCE ACT 1903

Section 58B of the Defence Act 1903 provides that the Minister may make determinations on conditions of service which are beneficial to members of the Defence Force.

Determination 3719, Post Allowance, provides for payment of Post Allowance to members of the Defence Force serving in specified overseas localities in compensation for such factors as adverse climate, isolation, lack of medical facilities, presence of disease, civil unrest and absence of other facilities.

This Determination amends Determination 3719 by increasing the rates of allowance payable for all localities, introducing a number of new localities for which the allowance may be paid and dividing the localities into three allowance groups in place of the two which applied previously.

The amendments are effective on and from 6 November 1980.