



Determination No. 9 of 1981

Determination under Section 58B of the Defence Act 1903¹ (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 15 March 1981.

KEVIN NEWMAN

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

Flying Allowance

1. Determination 0106, Flying Allowance, is amended—

(a) by omitting from Column 1 of the table in clause 7—

- (i) “On promotion” (wherever occurring) and substituting “on less than maximum salary”; and
- (ii) “After 5 years” (wherever occurring) and substituting “on maximum salary”; and

(b) by inserting after clause 7 the following clause:

“7A. In the table in clause 7, a reference to, in relation to a Lieutenant in the Navy, a Captain in the Army or a Flight Lieutenant in the Air Force—

- (a) “on less than maximum salary”—means an officer of that rank who is not entitled to the maximum rate of salary for that rank in accordance with regulations 4B and 7 of the Defence Force (Salaries) Regulations; and
- (b) “on maximum salary”—means an officer of that rank who is entitled to the maximum rate of salary for that rank in accordance with regulations 4B and 7 of the Defence Force (Salaries) Regulations.”

Diving Allowance

5. Determination 0111, Diving Allowance, is amended by omitting clause 2 and substituting the following clause:

“2. In this Determination—

‘member’ means a serving member;

‘qualified diver’ means a member who has the qualifications required to be held by a diver in the Navy, the Army or the Air Force, as the case requires;

‘qualified clearance diver’ means a diver who has the additional qualifications required to be held by a clearance diver in the Navy;

‘year’ means a period of 365 days commencing on and from 5 June in each year.”.

Extra Risk Allowance

3. Determination 0208, Extra Risk Allowance, is amended by omitting from clause 5 “sub-paragraph 4 (a) (i) or 4 (b) (i)” and “sub-paragraph 4 (a) (ii) or 4 (b) (ii) respectively” and substituting “paragraph 4 (a)” and “paragraph 4 (b)” respectively.

NOTES

1. For previous Determinations made in respect of a Determination specified in column 1 of the following table, *see* Determination Nos. specified in column 2 opposite that Determination:

Column 1	Column 2
Determination	Previous determinations
Determination 0106, Flying Allowance	Nos. 3 and 17 of 1980
Determination 0111, Diving Allowance	Nos. 9 and 17 of 1980
Determination 0208, Extra Risk Allowance	Nos. 10, 17, 25 and 27 of 1980

EXPLANATORY STATEMENT

DETERMINATION NO. 9 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 0106 provides for the payment of Flying Allowance. In respect of Lieutenants in the Navy (and equivalents) there are two rates of Flying Allowance. This Determination amends Determination 0106 to clarify policy intent in respect of the qualifying condition which allows payment of the higher rate of the allowance.

Determination 0111, which provides for the payment of Diving Allowance, is amended to clarify the meaning of 'year' and to adjust the format of the definitions.

Determination 0208, which provides for the payment of Extra Risk Allowance, is amended to remove parts of a clause which applied during a transitional period.

Date of effect is the date of signing of the Determination.