



Determination No. 5 of 1985

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

I, KIM CHRISTIAN BEAZLEY, the Minister of State for Defence, hereby make the following Determination under section 58B of the *Defence Act 1903*.

Dated 24 January 1985.

K. C. BEAZLEY
Minister of State for Defence

Overseas Living Out Allowance

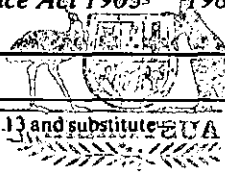
1. Determination 3714, Overseas Living Out Allowance, is amended—

- (a) by omitting from columns 2 and 3 of the table in clause 19 "7,240" and "2,950" and substituting "9,250" and "4,850" respectively; and
- (b) by omitting from columns 2 and 3 of the table in clause 19 "9,250" and "4,850" and substituting "8,510" and "4,240" respectively.

2. Schedule 2 to Determination 3714, Overseas Living Out Allowance, is amended as set out in the following table:

Item	Amendments			
1.	Omit the entry opposite to item 10 and substitute— "India Other than with the United Nations	2	7,850	3,950
		3	7,810	3,850
		4	9,370	4,960
		5	10,940	6,080
		6	12,510	7,200
		8	18,980	12,210"
2.	Omit the entry opposite to item 10 and substitute— "India Other than with the United Nations	2	7,340	3,550
		3	7,260	3,400
		4	8,720	4,430
		5	10,200	5,470
		6	11,680	6,520
		8	17,960	11,390"

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Item	Amendments						
3.	Omit the entry opposite to item 13 and substitute— "Korea"		2	9,250	4,150		
			3	9,320	3,920		
			4	10,430	4,890		
			5	11,560	5,860		
			6	12,690	6,820		
			8	18,310	10,960		
		4.	Omit the entry opposite to item 20 and substitute— "Philippines"		2	5,220	1,090
					3	4,810	460
	4			5,430	970		
	5			6,050	1,500		
	6			6,670	2,030		
	8			11,380	5,590		

Overseas Living In Allowance

3. Determination 3715, Overseas Living In Allowance, is amended by omitting from paragraph 11 (c) "meals" (second occurring) and substituting "accommodation".

Supplementary Living Allowance *By No. 87 of 1986 30 Oct 86*

4. The Schedule to Determination 3716, Supplementary Living Allowance, is amended as set out in the following table:

Item	Amendments						
1.	Omit from Part VII the entry opposite to item 1 and substitute— "Member does not serve with the United Nations and does not have access to privileged price sources for petrol nor exemption from motor vehicle licence and registration fees"		2	70	70		
			3	90	90		
			4	100	100		
			5	130	130		
			6	160	160		
			8	200	200		
		2.	Omit from Part VII the entry opposite to item 1 and substitute— "Member does not serve with the United Nations and does not have access to privileged price sources for petrol nor exemption from motor vehicle licence and registration fees"		2	70	70
					3	80	80
	4			100	100		
	5			130	130		
	6			160	160		
	8			190	190		
3.	Omit item 2 from Part VII.						
				Insert the following entry in Part VII after item 1— "2 Member posted to New Delhi who is required to reside off compound"		2	360
			3		400	400	
			4		430	430	
			5		460	460	
			6		490	490	
			8		610	610	
		5.	Omit from Part XIV the entry opposite to item 1 and substitute— "Member does not have access to privileged price sources for liquor and cigarettes"			2	210
	3				240	240	
	4			260	260		
	5			300	300		
	6			360	360		
	8			420	420		

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Item	Amendments		
6.	Omit from Part XIV the entry opposite to item 3 and substitute— "Member does not have privileged access to Fort Bonifacio sporting facilities"	2	240 120
		4	240 120
		5	240 120
		6	240 120
		8	240 120

Child Allowance

5. The Schedule to Determination 3724, Child Allowance, is amended as set out in the following table:

Item	Amendments		
1.	Omit from the entry relating to India— "Member other than a member serving with the United Nations Military Observer Group and substitute— "Member other than a member serving with the United Nations Military Observer Group"	1,970	1,070
		1,690	1,000
2.	Omit the entry relating to Korea and substitute— "Korea"	660	750
3.	Omit the entry relating to the Philippines and substitute— "Philippines"	890	790

Application

6. Determination 3714, Overseas Living Out Allowance, as amended by—

- (a) paragraph 1 (a) of this Determination shall apply in relation to service by a member from and including 20 December 1984;
- (b) paragraph 1 (b) of this Determination shall apply in relation to service by a member from and including 7 February 1985;
- (c) item 1 of the table in clause 2 shall apply in relation to service by a member from and including 20 December 1984;
- (d) item 2 of the table in clause 2 shall apply in relation to service by a member from and including 7 February 1985; and
- (e) items 3 and 4 of the table in clause 2 shall apply in relation to service by a member from and including 24 January 1985.

7. Determination 3716, Supplementary Living Allowance, as amended by—

- (a) item 1 of the table in clause 4 shall apply in relation to service by a member from and including 20 December 1984;
- (b) items 2 and 4 of the table in clause 4 shall apply in relation to service by a member from and including 7 February 1985; and
- (c) items 5 and 6 of the table in clause 4 shall apply in relation to service by a member from and including 24 January 1985.

8. Determination 3724, Child Allowance, as amended by—

- (a) item 1 of the table in clause 5—shall apply in relation to service by a member from and including 7 February 1985; and
- (b) items 2 and 3 of the table in clause 5—shall apply in relation to service by a member from and including 24 January 1985.

Transitional

9. Where a member would have been entitled to the payment of an amount of Overseas Living Out Allowance under Determination 3714, Overseas Living Out Allowance, made under section 58B of the *Defence Act 1903*, in respect of the member's service in India on a day during the period from and including 12 July 1984 to and including 19 December 1984 had that Determination been in force on that day, that member shall be entitled to an amount of Overseas Living Out Allowance in respect of that day calculated in accordance with the formula—

A—B

where,—

A is the rate per day calculated in accordance with clauses 42, 43 and 45 of that Determination using the rate per annum specified—

- (a) in either column 5 or 6, whichever is appropriate to the member, opposite to the allowance group applicable to the member in item 10 of Schedule 2 to that Determination (as amended by item 1 of the table in clause 2 of this Determination); or
- (b) in either column 2 or 3, whichever is appropriate to the member, of the table in clause 19 of that Determination (as amended by paragraph 1 (a) of this Determination),

whichever is applicable to the member; and

B is the amount of Overseas Living Out Allowance payable in respect of that day under—

- (a) in the case of a member of the Navy—regulation 105 of the Naval Financial Regulations;
- (b) in the case of a member of the Army—regulation 156 of the Military Financial Regulations; or
- (c) in the case of a member of the Air Force—regulation 633 of the Air Force Regulations.

10. Where a member would have been entitled to the payment of an amount of Supplementary Living Allowance under Determination 3716, Supplementary Living Allowance, made under section 58B of the *Defence Act 1903*, in respect of the member's service in India on a day during the period from and including 12 July 1984 to and including 19 December 1984 had that Determination been in force on that day, that member shall be entitled to an

amount of Supplementary Living Allowance in respect of that day calculated in accordance with the formula—

$$A - B$$

where—

- A** is the rate per day calculated in accordance with clauses 24, 25 and 27 of that Determination using the rate per annum specified in relation to an accompanied member or an unaccompanied member, whichever is appropriate, opposite to the allowance group applicable to the member in item 1 of Part VII of the Schedule to that Determination (as amended by item 1 of the table in clause 4 of this Determination); and
- B** is the amount of Supplementary Living Allowance payable in respect of that day under—
- (a) in the case of a member of the Navy—regulation 105 of the Naval Financial Regulations;
 - (b) in the case of a member of the Army—regulation 156 of the Military Financial Regulations; or
 - (c) in the case of a member of the Air Force—regulation 633 of the Air Force Regulations.

NOTE

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 to that Determination:

Column 1 Determination	Column 2 Previous Determinations
Determination 3714, Overseas Living Out Allowance	Nos. 106 and 113 of 1984; No. 2 of 1985
Determination 3715, Overseas Living In Allowance	Nos. 107 and 113 of 1984; No. 2 of 1985
Determination 3716, Supplementary Living Allowance	Nos. 108 and 113 of 1984; No. 2 of 1985
Determination 3724, Child Allowance	Nos. 38, 55, 66, 75, 93 and 113 of 1984; Nos. 2 and 3 of 1985

EXPLANATORY STATEMENT

DETERMINATION NO. 5 OF 1985

ISSUED BY THE AUTHORITY OF THE MINISTER FOR DEFENCE

UNDER SECTION 58B OF THE DEFENCE ACT 1903

Section 58B of the Defence Act 1903 allows the Minister to make determinations on conditions of service for members of the Defence Force.

Determination 3714, Overseas Living Out Allowance, provides for the payment of an allowance to recompense a member of the Defence Force who lives out while serving in an overseas country for the additional cost of living in that country compared with costs in Australia.

This determination amends Determination 3714 to increase the rates of allowance payable to a member serving in India from 12 July 1984 and to decrease the rates of allowance payable to members serving in India from 7 February 1985 and Korea and the Philippines from 24 January 1985.

Determination 3715, Overseas Living In Allowance, provides for the payment of an allowance to a member of the Defence Force who lives in service accommodation while serving in an overseas country to recompense the member for the additional costs of living incurred in that country.

This determination makes a minor textual amendment to Determination 3715.

Determination 3716, Supplementary Living Allowance, provides for the payment of an allowance to a member of the Defence Force serving in an overseas country to compensate the member for not having access to certain goods at privileged prices.

This determination amends Determination 3716 to increase the rates of allowance payable to a member serving in India from 12 July 1984; to decrease the rates of allowance payable to members serving in India from 7 February 1985 and the Philippines from 24 January 1985; and to omit one type of allowance payable to certain members serving in India from the date of signature of the determination.

Determination 3724, Child Allowance, provides for payment of an allowance to a member of the Defence Force who is serving overseas on long term duty to meet the additional cost of maintaining his or her children in the country of posting compared with Australia.

This determination amends Determination 3724 to decrease the rates of allowance payable to members serving in India from 7 February 1985 and Korea and the Philippines from 24 January 1985.