



Determination No. 7 of 1985

**Determination under Section 58B of the
Defence Act 1903¹ (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 5 February 1985.

KIM C. BEAZLEY
Minister of State for Defence

Intermediate Term Duty Living Allowance

1. The Schedule to Determination 3713, Intermediate Term Duty Living Allowance, is amended by omitting the entry relating to "France" and substituting—

"France"	2	2,070	5,140
	3	2,300	5,710
	4	2,630	6,450
	5	2,950	7,190
	6	3,280	7,930
	8	4,030	9,750".

Overseas Living Out Allowance

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

- (a) by omitting "or" from the end of paragraph 19 (b);
- (b) by inserting after paragraph 19 (c) the following word and paragraph:
"; or (d) is in allowance group 5 and is an accompanied member serving on duty at Quetta in Pakistan,";
- (c) by omitting "or" from the end of paragraph 19 (g);

- (d) by inserting after paragraph 19 (h) the following word and paragraph:
 “; or (i) in column 7 for an accompanied member serving on duty at
 Quetta in Pakistan.”;
- (e) by inserting after column 6 of the table in clause 19 the following
 column:

Column 7
 Accompanied
 member serving
 in Quetta,
 Pakistan—
 rate per annum

\$
 —
 —
 7,400
 —

”; and

- (f) at Schedule 2 as set out in the following table:

Item	Amendments			
1.	Omit the entry opposite to item 3 and substitute— “China	2	6,000	1,720
		3	5,690	1,190
		4	6,430	1,500
		5	7,160	1,820
		6	7,910	2,140
		8	12,430	5,280”.
2.	Omit the entry opposite to item 4 and substitute— “Egypt Other than with the United Nations	2	9,320	4,240
		3	9,440	4,040
		4	11,580	5,260
		5	13,730	6,490
		6	15,880	7,710
		8	22,860	12,560”.
3.	Omit the entry opposite to item 6 and substitute— “France	2	4,310	850
		3	3,820	210
		4	4,700	670
		5	5,580	1,130
		6	6,470	1,590
		8	10,360	4,410”.
4.	Omit the entry opposite to item 17 and substitute— “Pakistan Other than with the United Nations	2	7,700	3,550
		3	7,650	3,410
		4	8,620	4,040
		5	9,590	4,670
		6	10,570	5,290
		8	16,600	9,920”.

Supplementary Living Allowance *By No. 87 of 1986*

3. The Schedule to Determination 3716, Supplementary Living Allowance, is amended as set out in the following table: *30 Oct 86*

REVOKED

Item	Amendments					
1.	Omit from Part IV the entry opposite to item 1 and substitute— "Member does not have access to privileged price sources for liquor, cigarettes and petrol"	2	940	940		
		3	1,050	1,050		
		4	1,220	1,220		
		5	1,410	1,410		
		6	1,590	1,590		
		8	1,960	1,960"		
		2.	Omit from Part XII 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 and has no concessions on car registration and licence costs"	2	170	170
				3	190	190
4	230			230		
5	270			270		
6	320			320		
8	390			390"		
3.	Omit from Part XII item 2.					

Child Allowance *By No. 87 of 1986 30 Oct 86.*

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

REVOKED

Item	Amendments			
1.	Omit the entry relating to Egypt and substitute— "Egypt	Member other than a member serving with the United Nations Truce Supervisory Organization	1,210	1,180
		Member serving with the United Nations Truce Supervisory Organization	540	210"
2.	Omit the entry relating to France and substitute— "France		1,290	860"
3.	Omit the entry relating to Pakistan and substitute— "Pakistan	Member other than a member serving with the United Nations Military Observer Group	1,610	620
		Member serving with the United Nations Military Observer Group	540	210"
		Member other than a member serving with the United Nations Military Observer Group	1,610	600
4.	Omit the entry relating to Pakistan and substitute— "Pakistan	Member serving with the United Nations Military Observer Group	540	210"

Application

5. Determination 3713, Intermediate Term Duty Living Allowance, as amended by clause 1 of this Determination shall apply in relation to service by a member on or after 7 February 1985.

6. Determination 3714, Overseas Living Out Allowance, as amended by—
- (a) items 1 and 3 of the table in paragraph 2 (f)—shall apply in relation to service by a member on or after 7 February 1985; and
 - (b) items 2 and 4 of the table in paragraph 2 (f)—shall apply in relation to service by a member on or after 20 December 1984.

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

- (a) item 1 of the table in clause 3—shall apply in relation to service by a member on or after 7 February 1985; and
- (b) item 2 of the table in clause 3—shall apply in relation to service by a member on or after 20 December 1984.

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

- (a) items 2 and 4 of the table in clause 4—shall apply in relation to service by a member on or after 7 February 1985;
- (b) item 1 of the table in clause 4—shall apply in relation to service by a member on or after 13 December 1984; and
- (c) item 3 of the table in clause 4—shall apply in relation to service by a member on or after 28 August 1984.

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 Egypt on a day during the period from and including 13 December 1984 to and including 19 December 1984 and in Pakistan 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 in either column 5 or 6, whichever is appropriate to the member, opposite to the allowance group applicable to the member in item 4 or 17, as appropriate, of Schedule 2 to that Determination (as amended by item 2 or 4 of the table, whichever is appropriate, in paragraph 2 (f) of this Determination); 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 Pakistan 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 XII of the Schedule to that Determination (as amended by item 2 of the table in clause 3 of this Determination); and
- B is the amount of Supplementary Living Allowance payable in respect of that day under—
- in the case of a member of the Navy—regulation 105 of the Naval Financial Regulations;
 - in the case of a member of the Army—regulation 156 of the Military Financial Regulations; or
 - in the case of a member of the Air Force—regulation 633 of the Air Force Regulations.

11. Where a member would have been entitled to the payment of an amount of Child Allowance for the first child in respect of whom Child Allowance is payable in respect of—

- the member's service in Pakistan, other than service with the United Nations Military Observer Group; and
- a day during the period from and including 12 July 1984 to and including 27 August 1984,

had Determination 3724, Child Allowance, been in force on that day, that member shall be entitled to an amount of Child 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 22, 23 and 25 of Determination 3724, Child Allowance, using the annual rate of \$1,610; and

B is the amount of Child Allowance payable for that child 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 158 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 3713, Intermediate Term Duty Living Allowance	Nos. 65, 66, 75 and 110 of 1984; No. 2 of 1985
Determination 3714, Overseas Living Out Allowance	Nos. 106 and 113 of 1984; Nos. 2 and 5 of 1985
Determination 3716, Supplementary Living Allowance	Nos. 108 and 113 of 1984; Nos. 2 and 5 of 1985
Determination 3724, Child Allowance	Nos. 38, 55, 66, 75, 93 and 113 of 1984; Nos. 2, 3 and 5 of 1985

EXPLANATORY STATEMENT

DETERMINATION NO. 7 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.

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.

Determination 3724, Child Allowance, provides for the payment of an allowance to a member of the Defence Force who is serving overseas for a period of 12 months or more to meet the additional cost of maintaining his or her children in the country of posting compared with Australia.

This determination amends Determinations 3714, 3716 and 3724 to decrease from 7 February 1985 the rates of allowance payable to members who are serving in France; to increase from 12 July 1984 the rates of allowance payable to members who are serving in Pakistan (other than with the United Nations Military Observer Group) and from 13 December 1984 the rates payable to members in Egypt; and to increase from 7 February 1985 the rates of Overseas Living Out Allowance payable to members who are serving in China.