



**Determination No. 77 of 1986**

**Determination under Section 58B of the  
Defence Act 1903<sup>1</sup> (Amendment)**

I, JOHN JOSEPH BROWN, the Minister of State for Sport, Recreation and Tourism 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 27 October 1986.

**JOHN BROWN**  
Minister of State for Sport, Recreation and Tourism  
for and on behalf of the  
Minister of State for Defence

**Settling In and Settling Out Allowance**

1. Determination 3711, Settling In and Settling Out Allowance, is amended—

- (a) by omitting from sub-paragraph 9 (c) (iii) “ $\frac{1}{2}$  the total” and substituting “ $\frac{1}{3}$  the total”; and
- (b) by omitting Schedule 3 and substituting the following Schedule:

**SCHEDULE 3**

**SETTLING IN AND SETTLING OUT ALLOWANCE  
WEEKLY AMOUNTS FOR THE PURPOSE OF ASSESSING SETTLING IN AND  
SETTLING OUT ALLOWANCE UNDER CLAUSE 9**

Salary per year	Accompanied member					
	Member and spouse	Member, spouse and 1 other family member	Member, spouse and 2 other family members	Member, spouse and 3 other family members	Member, spouse and 4 other family members	Other than accompanied member
	\$A	\$A	\$A	\$A	\$A	\$A
Under 16,000 . . .	116.00	127.60	136.30	145.00	153.70	77.00
16,000-17,999 . . .	119.00	130.90	139.83	148.75	157.68	79.00
18,000-19,999 . . .	123.00	135.30	144.53	153.75	162.98	82.00
20,000-21,999 . . .	129.00	141.90	151.58	161.25	170.93	86.00
22,000-23,999 . . .	135.00	148.50	158.63	168.75	178.88	90.00

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**SCHEDULE 3—continued**

Salary per year	Accompanied member					
	Member and spouse	Member, spouse and 1 other family member	Member, spouse and 2 other family members	Member, spouse and 3 other family members	Member, spouse and 4 other family members	Other than accompanied member
	\$A	\$A	\$A	\$A	\$A	\$A
24,000-25,999 . . . . .	140.00	154.00	164.50	175.00	185.50	93.00
26,000-27,999 . . . . .	145.00	159.50	170.38	181.25	192.13	97.00
28,000-29,999 . . . . .	152.00	167.20	178.60	190.00	201.40	101.00
30,000-31,999 . . . . .	158.00	173.80	185.65	197.50	209.35	105.00
32,000-33,999 . . . . .	164.00	180.40	192.70	205.00	217.30	109.00
34,000-35,999 . . . . .	172.00	189.20	202.10	215.00	227.90	115.00
36,000-37,999 . . . . .	179.00	196.90	210.33	223.75	237.18	119.00
38,000-39,999 . . . . .	186.00	204.60	218.55	232.50	246.45	124.00
40,000-41,999 . . . . .	193.00	212.30	226.78	241.25	255.73	129.00
42,000-43,999 . . . . .	199.00	218.90	233.83	248.75	263.68	133.00
44,000-45,999 . . . . .	204.00	224.40	239.70	255.00	270.30	136.00
46,000-47,999 . . . . .	209.00	229.90	245.58	261.25	276.93	139.00
48,000-49,999 . . . . .	214.00	235.40	251.45	267.50	283.55	143.00
50,000-51,999 . . . . .	219.00	240.90	257.33	273.75	290.18	146.00
52,000-53,999 . . . . .	223.00	245.30	262.03	278.75	295.48	149.00
54,000-55,999 . . . . .	228.00	250.80	267.90	285.00	302.10	152.00
56,000-57,999 . . . . .	233.00	256.30	273.78	291.25	308.73	155.00
58,000-59,999 . . . . .	238.00	261.80	279.65	297.50	315.35	159.00
60,000 and over . . . . .	243.00	267.30	285.53	303.75	321.98	162.00

**Overseas Rental and Utilities Allowance**

2. Determination 3718, Overseas Rental and Utilities Allowance, is amended by omitting Schedule 3 and substituting the following Schedule:

**SCHEDULE 3**

Clauses 11, 22

**WEEKLY AMOUNTS FOR THE PURPOSE OF ASSESSING OVERSEAS RENTAL AND UTILITIES ALLOWANCE UNDER CLAUSE 22**

Column 1	Column 2	Column 3
Salary scale per year	Accompanied member per week	Unaccompanied member per week
\$	\$	\$
Under 16,000 . . . . .	54.00	36.00
16,000-17,999 . . . . .	55.00	37.00
18,000-19,999 . . . . .	57.00	38.00
20,000-21,999 . . . . .	60.00	40.00
22,000-23,999 . . . . .	62.00	41.00
24,000-25,999 . . . . .	65.00	43.00
26,000-27,999 . . . . .	68.00	45.00
28,000-29,999 . . . . .	71.00	47.00
30,000-31,999 . . . . .	73.00	49.00
32,000-33,999 . . . . .	77.00	51.00
34,000-35,999 . . . . .	83.00	55.00
36,000-37,999 . . . . .	86.00	57.00

**SCHEDULE 3—continued**

Column 1	Column 2	Column 3
Salary scale per year	Accompanied member per week	Unaccompanied member per week
\$	\$	\$
38,000-39,999 . . . . .	89.00	59.00
40,000-41,999 . . . . .	93.00	62.00
42,000-43,999 . . . . .	96.00	64.00
44,000-45,999 . . . . .	98.00	65.00
46,000-47,999 . . . . .	101.00	67.00
48,000-49,999 . . . . .	103.00	69.00
50,000-51,999 . . . . .	106.00	71.00
52,000-53,999 . . . . .	108.00	72.00
54,000-55,999 . . . . .	109.00	73.00
56,000-57,999 . . . . .	111.00	74.00
58,000-59,999 . . . . .	113.00	75.00
60,000 and over . . . . .	115.00	77.00

**Education Assistance Overseas**

3. Determination 3725, Education Assistance Overseas, is amended by omitting Division 3 of Part III.

**Complementary Allowances Payable to Member Serving on Duty Overseas**

4. Determination 3901, Complementary Allowances Payable to Member Serving on Duty Overseas, is amended—

- (a) by omitting clause 49;
- (b) by inserting at the end of paragraph 53 (a) “and”;
- (c) by omitting from paragraph 53 (b) “month; and” and substituting “month.”;
- (d) by omitting paragraph 53 (c);
- (e) by inserting after clause 53 the following clause:

**Special Transport Allowance**

“53A. Where an accompanied member who is serving on duty at the Australian Embassy complex in Paris is obliged, by circumstances beyond the member's control, to reside in accommodation beyond a radius of 12 kilometres from that complex, that member shall be paid a Special Transport Allowance of French Francs 2,650 per annum in respect of excess commuting costs.”;

- (f) by omitting from clause 53A “2,650” and substituting “2,925”;
- (g) by omitting clause 54; and
- (h) by inserting after Division 7 of Part II the following Division:

**“Division 7A—Member Serving on Duty in Germany with the British Army of the Rhine**

**Definition**

“61A. In this Division ‘member’ means a member who is serving on duty in the Federal Republic of Germany with the British Army of the Rhine.

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**Furniture Allowance**

“61B. Where—

- (a) a member leases accommodation which is unfurnished or is furnished to a standard that is below the standard suitable to meet the reasonable needs of the member;
  - (b) suitable furnished accommodation is not available to the member in the locality in which the member is serving on duty; and
  - (c) the member purchases new major household appliances or new furniture to meet the reasonable needs of the member,
- the member shall be paid once in each year that he or she is serving on duty in Germany with the British Army of the Rhine a Furniture Allowance of an amount calculated in accordance with the formula—

(Y)Z

where—

Y is the lesser of—

- (a) the monthly depreciation on the major household appliances or furniture so purchased calculated in accordance with the formula—

$$\frac{2A}{3B}$$

where—

- A is equal to the purchase price of the items so purchased; and
- B is the number of months during which it is intended that the member will be serving on duty in Germany with the British Army of the Rhine;
- (b) an amount calculated in accordance with the formula—

C - D

where—

- C is an amount equal to the rent ceiling in respect of a month set by the United Kingdom Ministry of Defence for a member of the British Army who holds the same rank as the member and who is serving with the British Army of the Rhine at the time the accommodation lease was signed by the member; and
- D is the actual rent paid or payable by the member in respect of a month at the time the accommodation lease was signed by the member; or
- (c) an amount calculated in accordance with the formula—

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B

where—

**B** is the number of months during which it is intended the member will be serving on duty in Germany with the British Army of the Rhine; and

**Z** is—

- (a) where the year is a whole year—12; or
- (b) where the year is a part year—the number of whole months in that part year.”.

*Amended by 1997 No 48*  
**Application**

**5.** Determination 3901, Complementary Allowances Payable to Member Serving on Duty Overseas, as amended by—

- (a) paragraph 4 (e) of this Determination—shall apply in relation to service by a member from and including 20 December 1984 ~~to and including 30 April 1986;~~
- (b) paragraph 4 (f) of this Determination—shall apply in relation to service by a member from and including 1 May 1986 ~~to and including 20 August 1986;~~ and
- (c) paragraph 4 (h) of this Determination—shall apply in relation to service by a member from and including 16 November 1985.

**Transitional**

**6.** Where a member would have been entitled to an amount of Special Transport Allowance under Determination 3901, Complementary Allowances Payable to Member Serving on Duty Overseas, made under section 58B of the *Defence Act 1903*, as amended by paragraph 4 (e) of this Determination, in respect of his or her service in France on a day during the period from and including 14 September 1984 to and including 19 December 1984 had that Determination been in force on that day there shall be payable to the member an amount of Special Transport Allowance in respect of that day calculated in accordance with the formula—

$$A - B$$

where—

**A** is the amount of that Special Transport Allowance which would be payable to the member under that Determination as amended by paragraph 4 (e) of this Determination; and

**B** is the amount, if any, of an allowance payable to the member in corresponding circumstances in respect of that day under—

- (i) in the case of a member of the Navy—regulation 105 of the Naval Financial Regulations;
- (ii) in the case of a member of the Army—regulation 156 of the Military Financial Regulations; and
- (iii) in the case of a member of the Air Force—regulation 633 of the Air Force Regulations.

*see October - 88/77*

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**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 3711, Settling In and Settling Out Allowance	<i>See</i> Note 1 to No. 45 of 1985 and <i>see also</i> Nos. 45, 56, 59, 63, 65, 68 and 75 of 1985; Nos. 11, 13, 22, 44, 56, 59 and 65 of 1986
Determination 3718, Overseas Rental and Utilities Allowance	<i>See</i> Note 1 to No. 5 of 1986 and <i>see also</i> Nos. 5, 17, 18, 20, 30, 46, 53, 54, 55, 57, 62, 63, 67, 71 and 75 of 1986
Determination 3725, Education Assistance Overseas	<i>See</i> Note 1 to No. 62 of 1986 and <i>see also</i> Nos. 62, 64, 71 and 75 of 1986
Determination 3901, Complementary Allowances Payable to Member Serving on Duty Overseas	No. 109 of 1984; Nos. 28, 36, 38, 43, 44 and 45 of 1985; Nos. 5, 11, 19, 46, 48, 53, 62, 63, 71 and 75 of 1986

EXPLANATORY STATEMENT

DETERMINATION NO. 77 OF 1986

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 a member of the Defence Force.

Determination 3711, Settling In and Settling Out Allowance, provides for payment of an allowance to a member of the Defence Force posted overseas for longer than six months who is required to reside temporarily in hotel type accommodation at the overseas post.

Determination 3711, in part, provides for payment of an allowance to an unaccompanied member of a rate equal to one half of the amount of the member's normal living out rate of Overseas Living Out Allowance (OLOA) and Supplementary Living Allowance (SLA).

Clause 1 of this determination amends Determination 3711 from the date of signature of this determination by:

- a. reducing the rate of the allowance from one half to one quarter of the rate of OLOA or SLA; and
- b. increasing the member's contribution toward the assessment of this allowance.

Determination 3718, Overseas Rental and Utilities Allowance, Determination 3725, Education Assistance Overseas and Determination 3901, Complementary Allowances Payable to Member Serving on Duty Overseas, provide for payment of allowances to members of the Defence Force serving overseas to enable them to maintain a standard of living comparable to their standard in Australia by reimbursing the additional costs incurred because of that service overseas.

Clause 2 of this determination amends Determination 3718 by increasing, with effect from the date on which the attached determination is signed, the member's contribution toward the assessment of this allowance.

Clause 3 and paragraphs 4(a) to 4(d) and 4(g) of this determination amend Determinations 3725 and 3901 to omit, with effect from the date on which the attached determination is signed, reference to the entitlements of members serving with Air Project 5066 in France as these members have now returned to Australia.

Determination 3901 is further amended by:

- a. paragraphs 4(e) and 5(a) to introduce, with effect from 20 December 1986, an allowance called Special Transport Allowance for members serving in France to reimburse, up to a limit, the travelling costs incurred where a member is forced to live a considerable distance from the Australian Embassy complex;
- b. paragraphs 4(f) and 5(b) to increase, for the period 1 May 1986 to 20 August 1986, the rate of Special Transport Allowance; and

- c. paragraphs 4(h) and 5(c) to introduce, with effect from 16 November 1985, a Furniture Allowance for members serving on duty in Germany with the British Army of the Rhine to give financial assistance with the cost of purchasing new furniture and household appliances when they are unable to rent suitable furnished accommodation.

Clause 6 of this determination includes transitional provisions to allow for the payment of Special Transport Allowance to members serving in France from 14 September 1984 to 19 December 1984 - a period prior to the making of Determination 3901.