



Determination No. 94 of 1986

**Determination under Section 58B of the
Defence Act 1903¹ (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 28 November 1986.

JOHN BROWN

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

District Allowance

1. Determination 0301, District Allowance, is amended by omitting from clause 23 "Determination 0305, Antarctic Allowance," and substituting "Determination 0305, Antarctic Allowance or Mackay Allowance under Determination 0308, Mackay Allowance being determinations".

2. Determination 0301, District Allowance, is further amended as set out in Schedule 1.

Woomera Allowance

3. Determination 0302, Woomera Allowance, is amended as set out in Schedule 2.

Recreation Leave

4. Determination 2601, Recreation Leave, is amended—

(a) by inserting after sub-paragraph 36 (d) (iva) the following sub-paragraph:

“(ivb) Determination 0308, Mackay Allowance;”;

- (b) by inserting after "Bindoon Allowance" in paragraph 37 (c) "*, Determination 0308, Mackay Allowance*"; and
- (c) by inserting after sub-paragraph 41 (c) (iva) the following sub-paragraph:
"(ivb) *Determination 0308, Mackay Allowance*";".

Long Service Leave

5. Determination 2701, Long Service Leave, is amended by inserting after sub-paragraph 23 (c) (iva) the following sub-paragraph:

"(ivb) *Determination 0308, Mackay Allowance*";".

Application

6. Clauses 1, 4 and 5 of this Determination shall apply from and including 1 January 1984.

SCHEDULE 1 FURTHER AMENDMENTS

Clause 2

Provisions amended	Amendments
Definition of "living out" in clause 2	Add "or her" after "his".
Definition of "married quarters" in clause 2.	Add "or her" after "his" (twice occurring).
Clauses 6 and 24; paragraphs 7 (a), 7 (b), 7 (c) and 7 (d)	Add "or her" after "him".
Paragraphs 9 (d) and 13 (a); clause 18	Add "or her" after "his".
Clauses 16 and 17	Add "or her" after "his" (wherever occurring).
Clauses 10 and 12; paragraphs 21 (a) and 21 (b) .	Omit "he" and substitute "the member".
Sub-paragraph 16 (a) (iv); paragraph 17 (b); clause 19	Omit "him" and substitute "the member".
Clauses 19 and 23	Add "or she" after "he".
Clause 20	Add "or she" after "he" (wherever occurring).
Paragraph 21 (b)	Omit "his" and substitute "the member's".

SCHEDULE 2 AMENDMENTS

Clause 3

Provisions amended	Amendments
Definition of "category M member" in clause 2 .	Add "or her" after "his" (twice occurring).
Definition of "category M member" in clause 2; clauses 13, 14, 17 and 21; paragraph 16 (e)	Omit "he" and substitute "the member".
Paragraphs 7 (c) and 7 (d); clause 21	Add "or her" after "him".
Clauses 12, 15 and 18	Add "or she" after "he".
Paragraph 16 (f)	Omit "he" and substitute "the member" (wherever occurring).
Paragraphs 14 (a), 15 (a) and 16 (e)	Add "or her" after "his".
Clause 19	Omit "his" and substitute "the member's".
Clause 22	Omit "him" and substitute "the member".

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 0301, District Allowance	<i>See</i> Note 1 to No. 31 of 1986 and <i>see also</i> Nos. 31 and 58 of 1986
Determination 0302, Woomera Allowance	Nos. 33 and 37 of 1983; No. 34 of 1984
Determination 2601, Recreation Leave	<i>See</i> Note 1 to No. 50 of 1984 and <i>see also</i> Nos. 50, 53, 64, 78, 96, 110 and 112 of 1984; Nos. 34, 47 and 60 of 1985; Nos. 29 and 87 of 1986
Determination 2701, Long Service Leave	<i>See</i> Note 1 to No. 34 of 1985 and <i>see also</i> No. 34 of 1985

EXPLANATORY STATEMENT

DETERMINATION NO. 94 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 members of the Defence Force.

Determination 0301 and 0302 provide for the payment of District Allowance and Woomera Allowance, respectively, to members of the Defence Force who are serving in remote localities to compensate them for the severity of climatic conditions, isolation or high cost of living. Determinations 2601 and 2701 provide for the granting of Recreation Leave and Long Service Leave, respectively, to members of the Defence Force.

Clauses 1, 4 and 5 of this determination make consequential amendments to Determinations 0301, 2601 and 2701 to include appropriate references to Determination 0308, Mackay Allowance. The date of effect of these changes is the date on which Determination 0308, Mackay Allowance, becomes effective; that is, 1 January 1984.

Clause 1 of this determination amends Determination 0301 to preclude payment of District Allowance to a member who has an entitlement to Mackay Allowance. Clauses 4 and 5 of this determination amend, respectively, Determinations 2601 and 2701 to make provision for the payment of Mackay Allowance during periods of recreation leave and long service leave.

Clauses 2 and 3 of this determination remove discriminatory language from Determinations 0301 and 0302 with effect from the date of signature of the determination.