



Determination No. 4 of 1987

**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 13 January 1987.

JOHN BROWN

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

Salary of Permanent Force Members

1. Determination 0101, Salary of Permanent Force Members, is amended—

- (a) by omitting paragraph 13 (c) and substituting the following paragraph:
“(c) an officer holding the rank of Acting Sub Lieutenant or Sub Lieutenant,”;
- (b) by omitting from clauses 22, 69 and 70 “the prescribed table” and substituting “Schedule 5”;
- (c) by omitting from clause 24 “enlist” and substituting “be appointed or enlisted, as the case may be,”;
- (d) by omitting from paragraph 24 (b) “the prescribed table” and substituting “Schedule 1, 2 or 5”;
- (e) by omitting clauses 43, 44, 45, 46, 47, 48, 63, 64, 65, 66, 67 and 68; and
- (f) by inserting before “the employment category” in paragraph 75 (b) “if applicable.”

Application

2. Paragraph 1 (f) of this Determination shall apply from and including 1 September 1986.

NOTE

1. Previous amendments to Determination 0101, Salary of Permanent Force Members: No. 111 of 1984; Nos. 25, 31, 47, 49 and 55 of 1985; Nos. 5, 38 and 79 of 1986.

EXPLANATORY STATEMENT

DETERMINATION NO. 4 OF 1987

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.

Determinations 0101, Salary of Permanent Force Members, prescribes the rules governing the payment of salary to members of the Defence Force who are rendering continuous full-time service.

Clause 13 of Determination 0101 applies a special scale of salary to former Senior Non Commissioned Officers of the Navy who, on completion of training, are commissioned in the rank of Acting Sub Lieutenant. Paragraph 1(a) of this determination amends clause 13 to include a reference to members who are commissioned in the rank of Sub Lieutenant. The opportunity has also been taken to remove a reference to officer trainees which is no longer applicable.

Where a member is enlisted with the rank of Sergeant or a higher rank, clause 22 of Determination 0101 permits an approving authority to count prior service of the member for salary incremental purposes. This provision did not previously apply to members holding ranks below the rank of Sergeant because no salary increments applied to those ranks. Similarly, where a member, other than an officer, who holds the rank of Sergeant or a higher rank is reverted, reduced or downgraded in rank, or is re-promoted after being reverted, reduced or downgraded in rank, clauses 69 and 70 permit an approving authority to count certain service of the member for salary incremental purposes. This provision also did not previously apply to members holding ranks

15294/86

below the rank of Sergeant for the reasons outlined above. Paragraph 1(b) of this determination amends clauses 22, 69 and 70 to extend the provisions of those clauses to members holding ranks below the rank of Sergeant, as increments now apply to the salaries of members holding those ranks.

Clause 24 of Determination 0101 previously deemed a member, other than an officer, who holds the rank of Sergeant or a higher rank and who is a member of the Reserve Forces, to enlist on the day on which he or she commenced continuous full-time service. Paragraphs 1(c) and 1(d) of this determination amend clause 24 by extending the provision to members holding ranks below the rank of Sergeant, and by deeming an officer of the Reserve Forces to be appointed on the day on which he or she commences continuous full-time service.

Clauses 43 to 48 inclusive prescribe salary provisions for certain officers of the Defence Force who were commissioned prior to 5 November 1981 and who were previously other rank members. Clauses 63 to 68 inclusive of Determination 0101 prescribe salary provisions for certain members of the Naval Police. Paragraph 1(e) of this determination omits clauses 43 to 48 inclusive and clauses 63 to 68 inclusive as the provisions no longer apply to anyone.

Clause 75 of Determination 0101 prescribes non-reduction of salary provisions for members other than officers undergoing certain officer training. Paragraph 1(f) and clause 2 of this determination amend clause 75, with effect from 1 September 1986, by extending the provisions to officers undergoing such training.

The date of effect of this determination, unless otherwise indicated, is the date of signature.