



Determination No. 19 of 1989

**Determination under Section 58B of the Defence Act 1903¹
(Amendment)**

I, MICHAEL GRAHAM COGLAN, Acting First Assistant Secretary, Co-ordination and Conditions Division, Department of Industrial Relations, pursuant to a delegation made by the Minister of State for Industrial Relations under Defence Force Regulation 72A, hereby make the following Determination under section 58B of the *Defence Act 1903*.

Dated 28 February 1989.

M. COGLAN

Acting First Assistant Secretary
Co-ordination and Conditions Division
Department of Industrial Relations

Separation Allowance

1. Determination 0202, Separation Allowance, is amended by omitting clause 5 and substituting the following clause:

"5. Separation Allowance shall not be payable under this Determination in respect of the period during which a member, to whom paragraph 4(a) applies, lives at his or her home or at the place where his or her home is situated, unless -

- (a) the member returns temporarily to that home or place at his or her own expense; or
- (b) the member returns temporarily to that home or place at Commonwealth expense for a period not exceeding 48 hours."

Amendment

2. Determination No. 12 of 1987 is amended by omitting clause 2 and substituting the following clause:

"2. Determination 0301, District Allowance, as amended by -

(a) paragraph 1(a) of this Determination - shall apply in relation to service by a member on or after 21 April 1986; and

(b) paragraph 1(b) of this Determination - shall apply in relation to service by a member on or after 1 August 1985."

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	Column 2
Determination	Previous Determinations
Determination 0202, Separation Allowance	See Note 1 to No. 17 of 1987 and see also No. 17 of 1987; No. 17 of 1988
Determination 0301, District Allowance	See Note 1 to No. 72 of 1988 and see also Nos. 72 and 77 of 1988

EXPLANATORY STATEMENT

DETERMINATION NO. 19 OF 1989

ISSUED BY THE AUTHORITY OF THE MINISTER FOR INDUSTRIAL RELATIONS

UNDER SECTION 58B OF THE DEFENCE ACT 1903

Sections 58B and 58E of the Defence Act 1903 allow the Minister or his delegate to make determinations on conditions of service for members of the Defence Force.

Determination 0202, Separation Allowance, provides for the payment of an allowance to members of the Defence Force who live away from home for a continuous period of more than 14 days, and in certain other circumstances.

Clause 1 of this determination amends Determination 0202, with effect from the day on which the determination is signed, to clarify the intention that the allowance be payable at the on-occurrence rate when a member returns home temporarily at his or her own expense or for a period not exceeding 48 hours, and not when the member is entitled to the continuous rate.

Determination 0301, District Allowance, provides for the payment of an allowance for members of the Defence Force serving in certain localities specified as isolated districts because of their remoteness, extreme climatic conditions and the high cost of living.

Clause 2 of this determination amends Determination No. 12 of 1987 to include Dorcherty Island as a Grade D locality from 1 August 1985 and not 21 April 1986 because the Department of Defence have now advised that Naval personnel were in the locality from that earlier date, contrary to their original advice.