



Determination No. 6 of 1989

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

I, MICHAEL GRAHAM COGHLAN, 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 3 February 1989.

M. COGHLAN

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

Higher Duties Allowance

1. Determination 0104, Higher Duties Allowance, is amended -
 - (a) by omitting sub-paragraph (a) from the definition of "salary" in clause 2 and substituting -
 - "(a) Determination No. 15 of 1988, Flying Allowance, made by the Defence Force Remuneration Tribunal under section 58H of the *Defence Act 1903*;" and
 - (b) by omitting from column 1 of the table in clause 11A "Petty Officer First Class" and substituting "Chief Petty Officer".

Recreation Leave

2. Determination 2601, Recreation Leave, is amended by omitting sub-paragraphs 36(b)(i) and 41(b)(i) and substituting, in each case, the following sub-paragraph:

"(i) Determination No. 15 of 1988, Flying Allowance, made by the Defence Force Remuneration Tribunal under section 58H of the *Defence Act 1903*, other than a rate of allowance payable under clause 14 of that Determination;"

Recreation Leave Bonus

3. Determination 2607, Recreation Leave Bonus, is amended by omitting sub-paragraph 3(d)(i) and substituting the following sub-paragraph:

"(i) Determination No. 15 of 1988, Flying Allowance, made by the Defence Force Remuneration Tribunal under section 58H of the *Defence Act 1903*, other than a rate of allowance payable under clause 14 of that Determination;"

Long Service Leave

4. Determination 2701, Long Service Leave, is amended by omitting sub-paragraph 23(b)(i) and substituting the following sub-paragraph:

"(i) Determination No. 15 of 1988, Flying Allowance, made by the Defence Force Remuneration Tribunal under section 58H of the *Defence Act 1903*, other than a rate of allowance payable under clause 14 of that Determination;"

Application

5. Determination 0104, Higher Duties Allowance, as amended by paragraph 1(a) of this Determination shall apply in relation to service by a member on or after 29 September 1988.

6. Determination 2601, Recreation Leave, as amended by clause 2 of this Determination shall apply in relation to service by a member on or after 29 September 1988.

7. Determination 2607, Recreation Leave Bonus, as amended by clause 3 of this Determination shall apply in relation to service by a member on or after 29 September 1988.

8. Determination 2701, Long Service Leave, as amended by clause 4 of this Determination shall apply in relation to service by a member on or after 29 September 1988.

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 0104, Higher Duties Allowance	See Note 1 to No. 17 of 1988 and <i>see also</i> Nos. 17 and 36 of 1988
Determination 2601, Recreation Leave	See Note 1 to No. 11 of 1988 and <i>see also</i> Nos. 11, 17, 45, 54, 65 and 77 of 1988
Determination 2607, Recreation Leave Bonus	See Note 1 to No. 17 of 1988 and <i>see also</i> Nos. 17 and 45 of 1988
Determination 2701, Long Service Leave	See Note 1 to No. 17 of 1988 and <i>see also</i> Nos. 17 and 48 of 1988

EXPLANATORY STATEMENT

DETERMINATION NO. 6 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 0104, Higher Duties Allowance provides for the payment of an allowance to members of the Defence Force who perform temporarily the duties of a higher position. Determination 2601, Recreation Leave, Determination 2607, Recreation Leave Bonus, and Determination 2701, Long Service Leave, provide for the credit of recreation leave, the payment of recreation leave bonus, and the granting of long service leave respectively, to members of the Defence Force.

Paragraph 1(b) of this determination amends Determination 0104 to correct an inter-rank anomaly between the US and our Navies.

Paragraph 1(a) and clause 5 of this determination amends Determination 0104 to substitute, with effect from 29 September 1988, payment of those new rates of flying allowance recently determined by the Defence Force Remuneration Tribunal (DFRT) as part of the calculation of salary for members performing higher duties.

Clauses 2 to 4 and 6 to 7 of this determination amend Determination 2601, Determination 2607 and Determination 2701 to include, with effect from 29 September 1988, those new rates of flying allowance recently determined by the DFRT as part of a

member's salary for the calculation of recreation leave bonus or
for payments in respect of leave.