



Determination No. 39 of 1990

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

I, RUTH ALISON CAMPBELL, First Assistant Secretary, Australian Government Employment Remuneration 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 27 February 1990.

R. CAMPBELL

First Assistant Secretary
Australian Government Employment Remuneration and Conditions
Division
Department of Industrial Relations

District Allowance

Determination 0301, District Allowance, is amended -

(a) by inserting after clause 2A the following clause:

Appointment of Approving Authorities

"2B. The Chief of the Defence Force may, either generally or otherwise, as provided in the instrument of appointment, in writing and signed by the Chief of the Defence Force, appoint an officer not below the rank of Brigadier or corresponding rank to be an approving authority for the purposes of clause 5A."; and

(b) by inserting after clause 5 the following clauses:

Classification of localities for survey parties

"5A. Where a member of a survey party visits or is to visit a locality within Australia an approving authority may approve payment of District Allowance to the member of an amount equal to the amount that would have been payable had that locality been classified for the purposes of the Determination made in respect of district allowance under section 82D of the *Public Service Act 1922* or classified under clause 5 in such grade as the approving authority considers appropriate.

"5B. In giving an approval under clause 5A the approving authority shall have regard to -

- (i) the isolation of the locality;
- (ii) the severity of the climate in the locality;
- (iii) the cost of living based on index figures from the 'Experimental index numbers of relative retail prices of foods' contained in the *Indexes of Relative Retail Prices of Food, Australian Cities and Towns* published by the Australian Bureau of Statistics; and
- (iv) the grade in which localities nearby have been classified."

NOTE

1. Previous amendments to Determination 0301, District Allowance: See Note 1 to No. 184 of 1989 and see also Nos. 184 and 204 of 1989.

EXPLANATORY STATEMENT

DETERMINATION NO. 39 OF 1990

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 Australian Defence Force (ADF).

Determination 0301, District Allowance (DA), provides for the payment of an allowance to members of the ADF serving in localities specified as isolated districts because of isolation, extreme climatic conditions and high cost of living.

Paragraph (a) of this determination amends Determination 0301 by inserting a new clause to allow the Chief of the Defence Force to appoint an approving authority under the Determination.

Paragraph (b) inserts new clauses to allow an approving authority to approve payment of the allowance to a member of an ADF survey party at the rate that would be applicable if the locality in which the member temporarily worked had been graded according to the criteria used to classify isolated districts.

The date of effect of these changes is the date on which the determination is signed.