



**DETERMINATION NO 109 OF 1991**

**DETERMINATION UNDER SECTION 58B OF THE DEFENCE ACT 1903**

**I, REX JEFFERY HOY, First Assistant Secretary, 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 31 October 1991**

**R.J. Hoy  
First Assistant Secretary  
Remuneration and Conditions Division  
Department of Industrial Relations**

**Citation**

1. This determination may be cited as Defence Determination 1991/109.

**Principal Determination**

2. In this determination, Defence Determination 1991/98 is referred to as the Principal Determination.

**Commencement**

3. This determination is to be taken to have commenced on the day on which the Principal Determination commenced.

## Schedules

4. The Principal Determination is amended by –
  - (a) omitting "140.60" and "161.40" from Schedule 1 and substituting "161.40" and "195.95" respectively;
  - (b) omitting "155.50" from Schedule 2 and substituting "155.85"; and
  - (c) omitting "52.15" from Schedule 4 and substituting "62.15".

**EXPLANATORY MEMORANDUM**

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*Defence Act 1903*

Determination 1991/98 provides for payment of a gratuity to certain members of the Defence Force. The schedules attached to the Principal Determination provide the basis on which the amount for Reserve Force members and trainees is to be calculated.

Four of the rates provided in the schedules are incorrect as the result of a clerical error.

This determination substitutes the revised rates in the schedules to provide the appropriate basis for calculation of the amount of the gratuity.

The retrospective application of this determination does not affect the rights of a person (other than the Commonwealth) in a manner prejudicial to that person, nor does it impose any liability on such person.

Authority: Section 58B of the  
*Defence Act 1903*