



DETERMINATION NO 56 OF 1991

DETERMINATION UNDER SECTION 58B OF THE DEFENCE ACT 1903

I, RUTH ALISON CAMPBELL, 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 30 May 1991

R.A.Campbell

**First Assistant Secretary
Remuneration and Conditions Division
Department of Industrial Relations**

Citation

- 1.** This determination may be cited as Overseas Defence Determination 1991/56.

Commencement

- 2.** Part B of this determination is to be taken to have commenced on 21 December 1990.

PART A

Extension of Special Rent Arrangements for Certain ADF Members

3. Overseas Defence Determination 1990/191, as in force¹, is amended by omitting "31 May 1991" from sub-clause 2.1 and substituting "31 July 1991".

PART B

Principal Determination

4. In this part Determination 3721, Rent and Utilities Contribution, as in force¹, is referred to as the Principal Determination.

Rental and Utilities Contribution

5. Clause 5 of the Principal Determination is amended by omitting "allowance group" wherever occurring and substituting "rent group".

6. Clause 7A of the Principal Determination is amended by -

- (a) omitting "to whom clause 7 applies";
- (b) omitting "the Schedule" (first occurring) and substituting "Schedule 4 to the relevant Public Service determination"; and
- (c) omitting "allowance group" (wherever occurring) and substituting "rent group".

NOTE

1 Details of the various Determinations as in force are as follows -

Overseas Defence Determination 1990/191 as amended to date. For previous amendments see Determination No 191 of 1990.

Determination 3721 as amended to date. For previous amendments see Note 1 to Determination No 30 of 1991 and see also Determination No 30 of 1991.

EXPLANATORY MEMORANDUM

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Defence Act 1903

Overseas Defence Determination 1990/191 amended Determination 3721, Rent and Utilities Contribution, with effect from 21 December 1990 to provide for rent and utilities contributions for members of the Australian Defence Force (ADF) serving overseas to be determined on the same basis as for officers of the Australian Public Service.

Overseas Defence Determination 1990/191 repealed clause 7A of Determination 3721 from a future date. Clause 7A of Determination 3721 authorises remission of rent and utilities contributions for sub-standard accommodation at certain localities.

Part A of this determination amends sub-clause 2.1 of Overseas Defence Determination 1990/191, which brings the repeal of clause 7A into operation on 31 May 1991. It is intended to delay the repeal of the clause until 31 August 1991 and sub-clause 2.1 is amended accordingly.

Part B of this determination clarifies terminology used in clauses 5 and 7A of Determination 3721 to bring the provision into line with the provisions applying to officers of the Australian Public Service.

The retrospective application of Part B 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