



## DETERMINATION NO. 61 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 14 June 1991.

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

#### Citation

1. This determination may be cited as Defence Determination 1991/61.

#### Commencement

2. This determination is to be taken to have commenced on 9 June 1991.

#### Definitions

3. In this determination, unless the contrary intention appears, "operational area" means the area which has been declared to be the Middle East sanctions operational area by the Chief of the Defence Force.

## **Middle East Naval Sanctions Allowance**

**4.** A member who is on duty in the operational area is entitled to be paid Middle East Naval Sanctions Allowance at the rate of \$25 for each day, or part of a day, the member is on duty on a ship in the operational area.

### **Allowance not payable**

**5.1** For the purposes of other determinations, a member entitled to be paid Middle East Naval Sanctions Allowance in accordance with clause 4 shall not be taken, by reason only of being in the operational area, to be overseas for the period the member is so entitled.

**5.2** A member is not entitled to be paid an allowance in accordance with Determination 3610 for any day for which the member is entitled to be paid an allowance in accordance with this determination.

# EXPLANATORY MEMORANDUM

## DETERMINATION NO. 61 OF 1991

*Defence Act 1903*

This determination establishes an allowance for ADF members participating in the international naval blockade enforcing United Nations sanctions in the Middle East.

Sub-clause 5.1 excludes the payment of other overseas allowances where the member is overseas only in connection with the Middle East sanctions operation.

Sub-clause 5.2 excludes concurrent payment of the allowance with In Port Allowance.

The determination comes into operation from the date on which members enter the operational area.

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 a person.

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