



DETERMINATION NO 4 OF 1992

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 11 February 1992

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

Citation

1. This determination may be cited as Defence Determination 1992/4.

Principal Determination

2. In this determination, Determination 503, Temporary Rental Allowance, as in force¹ is referred to as the Principal Determination.

Commencement

3. This determination commences on 13 February 1992.

Definitions

4. Clause 2 of the Principal Determination is amended by omitting the definition of "rank group".

Rank group

5. The Principal Determination is amended by inserting after clause 3 the following clause -

"3A.1 A reference to a rank group, in relation to a member, is to be read as a reference to the rank group specified in column 1 of Schedule 1 opposite the member's rank in column 2.

"3A.2 A member who is included in rank group 3 or 4 and who -

- (a) applies to be accommodated in a dwelling appropriate to the other rank group;
- (b) is approved to occupy such a dwelling; and
- (c) occupies the dwelling,

is to be taken to be included in that other rank group."

Rate of allowance

6. Clause 9 of the Principal Determination is amended by omitting the definition of "B" and substituting the following definition -

"B is the amount of rental contribution applicable to the member as specified in column 2 of Schedule 3 opposite the member's rank group or the description of the member's salary in column 1; and".

Schedules

7. The Principal Determination is amended by omitting Schedules 1, 2, and 3 and substituting the schedules to this determination.

Transitional

8. The rank group of a member entitled to be paid Temporary Rental Allowance on 12 February 1992 is taken to be the rank group specified in column 2 of the following Table opposite the rank group applying to the member on that day as specified in column 1, until whichever is the earlier of -

- (i) the day on which the member ceases to occupy the accommodation occupied by the member on 12 February 1992; or
- (ii) 13 February 1994.

TABLE

Column 1	Column 2
Former rank group	New rank group
1	2
2	3
3	4
4	5

Note

1. Determination 503 was made by Determination 91 of 1984 and has been amended by Determination Nos. 112 of 1984; 19, 20, 40, 43, 56 and 78 of 1985; 10, 23, 61, 70, 89 and 95 of 1986; 7, 13, 20, 24, 27, 35, 75 and 77 of 1987; 1, 12, 17, 49, 54 and 60 of 1988; 13, 29, 54, 59, 63, 72, 76, 82, 84, 115, 173, 179 and 183 of 1989; 7, 11, 27, 34, 63, 64, 84, 99, 109, 123, 128, 155, 166 and 186 of 1990; and 29, 71, 94, 97, 101 and 106 of 1991.

SCHEDULE 1

Clause 2

RANK GROUPS

Column 1	Column 2		
Rank	<hr/>		
Group	Navy rank	Army rank	Air Force rank
1	Captain or a higher rank	Colonel or a higher rank	Group Captain or a higher rank
2	Commander, Lieutenant Commander	Lieutenant Colonel, Major	Wing Commander, Squadron Leader
3	Lieutenant, Sub Lieutenant, Acting Sub Lieutenant, Warrant officer, Chief Petty Officer	Captain, Lieutenant Second Lieutenant, Warrant Officer Class 1, Warrant Officer Class 2	Flight Lieutenant, Flying Officer, Pilot Officer, Warrant Officer
4	Petty Officer	Staff Sergeant, Sergeant	Flight Sergeant, Sergeant
5	Leading Seaman or a lower rank	Corporal or a lower rank	Corporal or a lower rank

SCHEDULE 2

Clause 10

RENTAL CEILINGS

Column 1

Column 2

Rental ceilings for rank groups – \$ per week

	Rank Group 1	Rank Group 2	Rank Group 3	Rank Group 4	Rank Group 5
Adelaide	197	185	173	162	150
Albury	207	195	183	172	160
Bathurst	142	130	118	107	95
Bendigo	177	165	153	142	130
Brisbane	207	195	183	172	160
Cairns	237	225	213	202	190
Campbelltown	197	185	173	162	150
Canberra (including Queanbeyan)	227	215	203	192	180
Canungra (including the area within 50km of Canungra but outside the Brisbane and Gold Coast areas)	177	165	153	142	130
Coffs Harbour	162	150	138	127	115
Darwin	247	235	223	212	200
Dubbo	212	200	188	177	165
Evans Head	147	135	123	112	100
Geelong	167	155	143	132	120
Gold Coast	267	255	243	232	220
Gosford	192	180	168	157	145

SCHEDULE 2 – continued

Column 1

Column 2

Rental ceilings for rank groups – \$ per week

	Rank Group 1	Rank Group 2	Rank Group 3	Rank Group 4	Rank Group 5
Grafton	172	160	148	137	125
Hobart	197	185	173	162	150
Ipswich	192	180	168	157	145
Katherine	167	155	143	132	120
Kempsey	147	135	123	112	100
Lismore	172	160	148	137	125
Melbourne	217	205	193	182	170
Mornington Peninsula	202	190	178	167	155
Mt Isa	197	185	173	162	150
Murwillumbah	172	160	148	137	125
Newcastle	187	175	163	152	140
Nowra	197	185	173	162	150
Orange	137	125	113	102	90
Parkes	127	115	103	92	80
Penrith	217	205	193	182	170
Perth	187	175	163	152	140
Puckapunyal (Scymour)	172	160	148	137	125
Queenscliff	192	180	163	152	140
Richmond	232	220	208	197	185
Rockingham	167	155	143	132	120

SCHEDULE 2 - continued

Column 1	Column 2				
	Rental ceilings for rank group - \$ per week				
	Rank Group 1	Rank Group 2	Rank Group 3	Rank Group 4	Rank Group 5
Salc	230	215	203	192	180
Salisbury	177	165	153	142	130
Singleton	177	165	153	142	130
Sydney	347	335	323	312	300
Tamworth	132	120	108	97	85
Tasmania (other than Hobart)	132	120	108	97	85
Toowoomba (including Oakey)	192	180	168	157	145
Townsville	207	195	183	172	160
Wagga Wagga	187	175	163	152	140
Wodonga	207	195	183	172	160
Wollongong	132	120	108	97	85
Other localities	127	115	103	92	80

SCHEDULE 3

Clause 9

RENTAL CONTRIBUTIONS

Column 1	Column 2
Rank group or description	Amount of rental contribution \$ per week
1	113.80
2	101.30
3	89.70
4	79.20
5	67.55
Member whose salary is less than the salary of a member who holds the rank of Scaman, Private or Aircraftman and is included in pay level 1.1 for the purpose of payment of salary under Determination 101, Salary of Permanent Force Members	60.30

EXPLANATORY MEMORANDUM

DETERMINATION NO 4 OF 1992

Defence Act 1903

Defence Determination 503, Temporary Rental Allowance, provides for the payment of an allowance where a member and family are moved at Commonwealth expense from one locality to another locality within Australia and they rent accommodation at the new locality.

This determination amends the Principal Determination by amending the rank group structure from four to five groups, in line with the changes to be introduced on 13 February 1992 by the Australian Defence Force for the scales and standards of married quarters. The rental ceilings and rental contributions are based on current rates but have been restructured by this amendment.

Clause 4 omits the definition of "rank group".

Clause 5 substitutes an interpretation clause dealing with rank group which includes a new provision to the effect that approved members of rank group 3 or 4 may occupy accommodation in the other group, in recognition of family structure and other related circumstances.

Clause 6 revises the reference to rental contributions in a clause specifying the rate of allowance, to take account of the inclusion of rank groups in schedule 3.

Clause 7 replaces the schedules with new schedules setting out the five rank group structure.

Clause 8 is a transitional provision which provides that a member in receipt of temporary rental allowance on 12 February 1992 continues, in effect, to receive the same net entitlement from that date (although subject to any future review of the rate of that allowance) until the member vacates that temporary accommodation or for a period of 2 years, whichever occurs first.

Authority: Section 58B of the
Defence Act 1903