



# DETERMINATION NO 19 OF 1993

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

I, MERYL ANNETTE STANTON, First Assistant Secretary, Government Authorities and Defence 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 29 July 1993

M. STANTON  
First Assistant Secretary  
Government Authorities and Defence Division  
Department of Industrial Relations

### Citation

1. This determination may be cited as Defence Determination 1993/19.

### Principal Determination

2. In this determination Determination 1991/45 as in force<sup>1</sup> is referred to as the Principal Determination.

---

### Note

1. Determination 45 of 1991, as amended to date. For previous amendments see Note to Determination 7 of 1993 and see also Determination Nos. 7, 10, 13 and 25 of 1993.

**Category MS member**

3. Sub-clause 7.1 of the Principal Determination is amended by omitting sub-paragraph (a)(v) and substituting the following sub-paragraph -

"(v) the member, whose spouse is also a member, maintains a home for the member's dependants at the spouse's posting locality because the spouse is unable for service reasons to be posted to the member's posting locality;".

**EXPLANATORY MEMORANDUM**  
**DETERMINATION NO 19 OF 1993**  
***Defence Act 1903***

Defence Determination 1991/45 contains standard definition and interpretation provisions for use in other determinations made under section 58B of the *Defence Act 1903*.

Clause 7 of the Principal Determination provides interpretation of the term "category MS member" as a member who maintains a home for dependants but is unable to live in that home for specified reasons.

This determination amends the clause to clarify the effect of one aspect of the provision, namely that MS status is granted where a married Service couple are separated for Service reasons.

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