



DETERMINATION NO 2 OF 1993

DETERMINATION UNDER SECTION 58B OF THE DEFENCE ACT 1903

I, **PATRICK DENNIS GOURLEY**, Acting 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 7 January 1993

P.D. Gourley
Acting First Assistant Secretary
Government Authorities and Defence Division
Department of Industrial Relations

Citation

1. This determination may be cited as Defence Determination 1993/2.

Commencement

2. Part A of this determination is to be taken to have commenced on the day on which Determination 1993/1 commenced.

PART A

Principal Determination

3. In this part Defence Determination 1993/1 is referred to as the Principal Determination.

Deployment Allowance for service with UN Mission

4. Clause 2 of the Principal Determination is amended by inserting "as in force" after "Determination 1992/52".

PART B

Principal Determination

5. In this part Defence Determination 1992/52 as in force¹ is referred to as the Principal Determination.

Period of operation

6. Clause 2 of the Principal Determination is amended by omitting sub clause 2.2 and substituting the following sub clause -

"2.2 This determination is not to apply to service by a member in the designated area after the cessation of the Australian Defence Force involvement in the *United Nations Multi-National Enforcement Force* deployed on *Operation Restore Hope*."

Note

1. Determination 1992/52, as amended to date. For previous amendments see Note to Determination 1 of 1993 and see also Determination No. 1 of 1993.



EXPLANATORY MEMORANDUM

DETERMINATION NO 2 OF 1993

Defence Act 1903

This determination amends Defence Determinations 1992/52 and 1993/1, which deal with special conditions of service (including entitlement to Deployment Allowance) for members of the Australian Defence Force (ADF) performing duty with the United Nations in Somalia.

Part A of this determination amends Defence Determination 1993/1, which extended the designated area in which Deployment Allowance is payable.

The words "as in force" were unintentionally omitted from the reference to Determination 1992/52 in clause 2 of Defence Determination 1993/1. This determination corrects the error.

Part B of this determination amends Defence Determination 1992/52, which established special conditions of service for members assigned for duty in Somalia.

Clause 6 of this determination modifies a provision dealing with cessation of the special conditions of service authorised by Determination 1992/52. This was formerly determined to occur on a specified date; the amendment substitutes a reference to the cessation of ADF involvement in the United Nations mission.

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