



DEFENCE DETERMINATION 1994/20

DETERMINATION UNDER THE DEFENCE ACT 1903

I, **MERYL ANNETTE STANTON**, First Assistant Secretary, Government Authorities and Defence Division, Department of Industrial Relations, acting under a delegation made by the Minister for Industrial Relations under Defence Force Regulation 72A, make the following Determination under section 58B of the *Defence Act 1903*.

Dated 18 May 1994

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

1. Citation

1.1 This Determination may be cited as Defence Determination 1994/20.

2. Amendment

2.1 Determination 505, Disturbance Allowance, as amended¹, is amended as set out in this Determination.

Note

1. Determination 505, as amended to date. For previous amendments see Note to Determination 3 of 1994 and see also Determination Nos. 3 and 15 of 1994.

[ref766]

3. Clause 22A (Additional amount for transferring a motor vehicle on removal)

3.1 Delete the clause, substitute:

"22A. Where a member is entitled to have a motor vehicle removed from a locality to a locality in another State or Territory and so removes the motor vehicle, the member is entitled to be paid, in addition to any amount payable under clause 8, a further amount of Disturbance Allowance equal to the sum of -

- (a) the costs, for one motor vehicle only, incurred by the member for -
 - (i) stamp duty on registering the motor vehicle in the State or Territory to which the vehicle is removed; and
 - (ii) an establishment fee for the transfer of the registration of the motor vehicle in the State or Territory to which the vehicle is removed, including the charges for standard licence plates, not exceeding the fee and charges applicable where the registered ownership of the motor vehicle remains unchanged; and
- (b) an establishment fee for the transfer of the member's driving licence."

EXPLANATORY MEMORANDUM

DEFENCE DETERMINATION 1994/20

Defence Act 1903

This Determination amends Determination 505, Disturbance Allowance (DA), which authorises payment of DA to members of the Australian Defence Force for removal of furniture and effects within Australia.

Clause 22A of Determination 505 provides for the payment of an additional amount of DA for registration and similar charges incurred in transferring a motor vehicle as a result of an interstate move.

Clause 22A formerly relied on a member's interstate posting in conferring the entitlement to additional DA. This Determination amends the clause to provide for the entitlement to arise where a member is granted a removal at public expense. This covers such circumstances as where members are removed to border areas without being posted.

The words "removal" and "removed" are defined in clause 2 of Determination 505 to mean a removal at Commonwealth expense.

The opportunity has been taken to make other minor improvements to the text of clause 22A.

Authority: Section 58B of the
Defence Act 1903