



OVERSEAS DEFENCE DETERMINATION 1994/33

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 7 September 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 Overseas Defence Determination 1994/33.

2. Commencement

2.1 This Determination is to be taken to have commenced on 11 May 1994.

3. Amendment

3.1 Determination 3714, Overseas Living Allowance, as amended¹, is amended as set out in this Determination.

Note

1. Determination 3714 was made by Determination 80 of 1986 and has been amended by Determination Nos 88, 90, 99 and 101 of 1986; Nos 8, 9, 10, 17, 20, 23, 26, 30, 31, 37, 38, 40, 41, 43, 50, 51, 54, 55, 57, 58, 59, 60, 64, 66, 71, 72, 77, 78, 81, 82, 83 and 92 of 1987; Nos 3, 4, 6, 8, 15, 17, 20, 26, 27, 30, 31, 32, 33, 34, 39, 40, 41, 42, 46, 50, 53, 54, 56, 57, 62, 63, 65, 66, 67, 70, 71, 75 and 77 of 1988; Nos 1, 3, 4, 5, 14, 36, 37, 50, 64, 70, 73, 77, 78, 81, 85, 86, 98, 103, 108, 116, 117, 122, 127, 140, 152, 167, 174, 177, 182, 188, 198 and 209 of 1989; Nos 13, 16, 19, 25, 30, 36, 48, 49, 53, 54, 59, 60, 66, 72, 75, 78, 81, 91, 102, 108, 111, 115, 120, 123, 127, 135, 138, 145, 147, 166 and 191 of 1990; Nos 6, 105, 122 and 125 of 1991 and Nos 10 and 32 of 1993.

4. Clause 6 (Disposable salary)

4.1 Delete "'Part A disposable salary'" (twice occurring), substitute "'disposable salary for Cost of Living Adjustment'".

4.2 Delete "'Part B disposable salary'" (twice occurring), substitute "'disposable salary for General Adjustment'".

EXPLANATORY MEMORANDUM

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Defence Act 1903

Determination 3714, Overseas Living Allowance, provides for the payment of Overseas Living Allowance (OLA) to Australian Defence Force (ADF) members on long-term posting overseas.

Determination 3714 operates by reference to Public Service Board Determination 1983/15, which authorises conditions of service for officers of the Australian Public Service (APS) performing duty overseas.

Public Service Determination 1994/128 of 11 May 1994 amended the terminology used in Determination 1983/15 to refer to the various components of OLA paid to officers on long-term posting overseas.

When those amendments were made, the need for a consequential amendment to one aspect of Determination 3714 was inadvertently overlooked.

This Determination rectifies the omission by amending the terminology used in the ADF definitions of "disposable salary" to reflect the APS changes in Determination 1983/15.

This Determination commences on 11 May 1994, the day on which Public Service Determination 1994/128 commenced.

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