



OVERSEAS DEFENCE DETERMINATION 1994/36

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 9 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 1994/36.

2. Definitions

2.1 In this Determination:

"dependant" has the same meaning as in the relevant Public Service determination;

"relevant Public Service determination" means Public Service Board Determination 1983/15 as in force from time to time.

3. Travel and removal on long-term posting

3.1 A member on long-term posting is entitled to be provided with entitlements and reimbursed for expenses for:

- (a) travel by the member and the member's dependants on commencement and cessation of the posting, if travel by commercial air service is authorised; and
- (b) removal, storage or disposal of possessions of the member and dependants,

in accordance with the relevant Public Service determination as if the member were an officer of the Australian Public Service in the same circumstances as the member.

4. Compassionate travel

4.1 A member on long-term posting is entitled to be reimbursed in accordance with the relevant Public Service determination for compassionate travel by the member or a relative of the member in the event of illness or death of the member or relative, as if the member were an officer of the Australian Public Service in the same circumstances as the member.

EXPLANATORY MEMORANDUM

OVERSEAS DEFENCE DETERMINATION 1994/36

Defence Act 1903

This Determination authorises entitlements relating to:

- . travel and removal costs for members on long-term posting overseas and, where applicable, their dependants; and
- . compassionate travel in the event of illness or death of such members or their relatives.

Apart from loss on sale of motor vehicles, these entitlements have not previously been regulated by determination.

The Determination adopts by reference the identical entitlements provided overseas for officers of the Australian Public Service (APS) in Public Service Board Determination 1983/15 made under section 82D of the *Public Service Act 1922*. Such adoption is authorised by subsection 58B(1A) of the *Defence Act 1903*.

The effect of this Determination is that where members travel to or from a long-term posting or have household effects removed as a consequence of the posting, or travel in compassionate circumstances, the entitlements for them and, where applicable, their dependants are provided as if they were APS officers or dependants of such officers.

Clause 2 of this Determination defines certain terms used in the Determination.

Clauses 3 and 4 apply the entitlements on the same basis as for APS officers.

Authority: Section 58B of the
Defence Act 1903