



DEFENCE DETERMINATION 1994/8

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 21 February 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 1994/8.

2. Amendment

2.1 Determination 511, Extra Tuition Allowance, as amended¹, is amended as set out in this Determination.

3. Clause 2 (Definitions)

3.1 Definition of "qualified teacher":
Delete the definition, substitute:

"'qualified person' means -

- (a) a person who possesses teaching qualifications acceptable to a Department of Education; or
- (b) any other suitably qualified or experienced person recommended by the principal of the school which a member's child attends;"

4. Clause 4 (Extra Tuition Allowance)

4.1 Subparagraph 4(e)(i):

Delete "teacher", substitute "person".

4.2 Paragraph 4(f):

Delete "six", substitute "12".

Notes

1. Determination 511 was made by Determination 9 of 1988 and has been amended by Determination Nos. 24 and 80 of 1988; Nos. 191 and 202 of 1989; No. 176 of 1990; No. 118 of 1991; No. 44 of 1992 and No. 33 of 1993.

EXPLANATORY MEMORANDUM

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Defence Act 1903

Defence Determination 511, Extra Tuition Allowance (the Principal Determination), provides assistance for a member who, following a removal at public expense, arranges tuition for his or her child because the child is experiencing education difficulties at the new school. The member may be reimbursed up to 85% of the cost of the tuition for a maximum period of six weeks.

Clause 3 of this Determination replaces the definition of "qualified teacher" with a broader definition of "qualified person". The purpose of the amendment is to provide for the entitlement to apply in circumstances where a qualified teacher is not available to give extra tuition.

Clause 4 makes a consequential amendment to a reference to 'qualified teacher' and expands the eligibility period for commencement of the extra tuition from within six months to within twelve months of the child commencing at the new school.

Authority: Section 58B of the
Defence Act 1903