



Defence Determination 1996/39

I, THOMAS FISHER, Assistant Secretary, Government Authorities Branch, Australian Government Employment Group, 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 25 October 1996

T. FISHER
Assistant Secretary
Government Authorities Branch
Australian Government Employment Group
Department of Industrial Relations

PART A - Preliminary

1. Citation

1.1 This Determination may be cited as Defence Determination 1996/39.

[NOTE: This Determination commences on the day on which it is made: see *Defence Act 1903*, subsection 58B(4).]

PART B - Amendment of Determination 402

2. Amendment

2.1 Determination 402, Vehicle Allowance, as amended¹, is amended as set out in this Part.

3. Clause 2 (Definitions)

3.1 Definition of "family":
Omit the definition.

PART C - Amendment of Determination 405

4. Amendment

4.1 Determination 405, Allowance Payable for Travel on Termination of Service, as amended², is amended as set out in this Part.

5. Clause 2 (Definitions)

5.1 Definition of "family":

Omit the definition.

PART D - Amendment of Determination 503

6. Amendment

6.1 Determination 503, Temporary Rental Allowance, as amended³, is amended as set out in this Part.

7. Clause 2 (Definitions)

7.1 Definition of "family".

Omit the definition.

8. Clause 4 (Approving Authorities)

8.1 Omit the clause.

PART E - Amendment of Determination 509

9. Amendment

9.1 Determination 509, Dwelling Purchase or Sale Expenses Allowance, as amended⁴, is amended as set out in this Part.

10. Clause 2 (Definitions)

10.1 Definition of "family":

Omit the definition.

11. Clause 6 (Approval of person as family member)

11.1 Omit the clause.

PART F - Amendment of Determination 510

12. Amendment

12.1 Determination 510, Child Care Reimbursement Allowance, as amended⁵, is amended as set out in this Part.

13. Clause 2 (Definitions)

13.1 Definition of "family":

Omit the definition.

PART G - Amendment of Determination 1504

14. Amendment

14.1 Determination 1504, Charges for Improper Use of Travel Documents, is amended as set out in this Part.

15. Clause 2 (Definitions)

15.1 Definition of "family":

Omit the definition.

PART H - Amendment of Determination 1904

16. Amendment

16.1 Determination 1904, Allowance for Loss on Sale of Furniture and Effects, as amended⁶, is amended as set out in this Part.

17. Clause 2 (Definitions)

17.1 Definition of "family":

Omit the definition.

18. Clause 4 (Approving authorities)

18.1 Omit the clause.

PART I - Amendment of Determination 1906

19. Amendment

19.1 Determination 1906, Insurance on Removal of Urgently Required Household Items, as amended⁷, is amended as set out in this Part.

20. Clause 2 (Definitions)

20.1 Definition of "family":

Omit the definition.

21. Clause 4 (Approving authority)

21.1 Omit the clause.

PART J - Amendment of Determination 1907**22. Amendment**

22.1 Determination 1907, Pet Relocation Expenses Allowance, as amended⁸, is amended as set out in this Part.

23. Clause 2 (Definitions)

23.1 Definition of "family":

Omit the definition.

NOTES

1. Determination 402 was made by Determination 71 of 1984 and has been amended by Determination Nos. 104 and 112 of 1984; 16 and 66 of 1985; 15 of 1986; 14 of 1987; 7, 17, 24, 77 and 80 of 1988; 184 of 1989; 70 of 1990; 21 of 1992; 48 of 1994 and 35 of 1995.
2. Determination 405 was made by Determination 25 of 1983 and has been amended by Determination Nos. 37 of 1983; 52 and 63 of 1984; 204 of 1989; 70 of 1990 and 18 of 1995.
3. Determination 503, as amended to date. For previous amendments see Note to Determination 10 of 1996 and see also Determination Nos. 10, 12, 13 and 31 of 1996.
4. Determination 509, as amended to date. For previous amendments see Note to Determination 10 of 1996 and see also Determination Nos 10 and 19 of 1996.
5. Determination 510, as amended to date. For previous amendments see Note to Determination 24 of 1996 and see also Determination No. 24 of 1996.
6. Determination 1904 was made by Determination 36 of 1984 and has been amended by Determination Nos. 20 of 1987; 65 of 1988; 31 of 1993 and 24 of 1995.
7. Determination 1906 was made by Determination 29 of 1981 and has been amended by Determination Nos. 7 and 59 of 1982; 37 of 1983; 5 of 1984; 5 and 20 of 1987; 65 of 1988 and 29 of 1995.
8. Determination 1907 was made by Determination 10 of 1990 and has been amended by Determination Nos. 117 of 1991; 38 of 1993; 31 of 1994 and 1 and 35 of 1995.

EXPLANATORY STATEMENT

Defence Determination 1996/39

Defence Act 1903

This Determination amends the following Determinations under section 58B of the *Defence Act 1903*:

- . 402 - Vehicle Allowance;
- . 405 - Allowance Payable for Travel on Termination of Service;
- . 503 - Temporary Rental Allowance;
- . 509 - Dwelling Purchase or Sale Expenses Allowance;
- . 510 - Child Care Reimbursement Allowance;
- . 1504 - Charges for Improper Use of Travel Documents;
- . 1904 - Allowance for Loss on Sale of Furniture and Effects;
- . 1906 - Insurance on Removal of Urgently Required Household Items;
- . 1907 - Pet Relocation Expenses Allowance.

Defence Determination 1996/35 of 10 September 1996 inserted a revised interpretation of "family" into Determination 1991/45, which sets out standard definitions and interpretations of terms used in other determinations made under section 58B. The new interpretation includes a discretion for the Chief of the Defence Force to approve a person as part of a member's family where appropriate.

Accordingly, the amendments made by this Determination repeal provisions from the above determinations dealing with "family" and discretions to approve a person as part of a member's family.

This Determination commences on the day on which it is made, as provided by subsection 58B(4) of the *Defence Act 1903*.

Authority: Section 58B of the
Defence Act 1903