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DEFENCE FORCE REMUNERATION TRIBUNAL

Defence Act 1903

SPECIAL ACTION FORCES ALLOWANCE AND CLEARANCE DIVING ALLOWANCE

Canberra
29 August 1991

MATTER NO 4 OF 1991
REASONS FOR DECISION AND
DETERMINATION NO 9 OF 1991

J.T.C. BRASSIL AM

DEFENCE FORCE REMUNERATION TRIBUNAL

DETERMINATION NO 9 OF 1991

SPECIAL ACTION FORCES ALLOWANCE AND CLEARANCE DIVING ALLOWANCE

Pursuant to Section 58H of the Defence Act 1903, the Defence Force Remuneration Tribunal, having inquired into the conditions of payment of Special Action Forces Allowance to Clearance Divers, hereby determines as follows:

PART 1 - Special Action Forces Allowance

Determination No 10 of 1990, Special Action Forces Allowance, made by the Defence Force Remuneration Tribunal under Section 58H of the Defence Act 1903, is amended by:

- (a) omitting sub-clause (2) from Clause 11; and
- (b) inserting after clause 11 the following clause:

"Payment during counter terrorist training

12.(1) A member who is entitled to be paid Special Action Forces Allowance but is not otherwise qualified to be paid the maximum rate of allowance is entitled to be paid the maximum rate for disability for any period the member is undergoing counter terrorist training.

(2) A member who is qualified to be paid Clearance Diving Allowance and is not qualified to be paid Special Action Forces Allowance is entitled to be paid the disability element of Special Action Forces Allowance, Level 3, for any period the member is undergoing counter terrorist training."

PART 2 - Clearance Diving Allowance

Determination No 1 of 1989, Clearance Diving Allowance, made by the Defence Force Remuneration Tribunal under Section 58H of the Defence Act 1903 is amended by inserting at the end of clause 16 the following sub-clause:

"(2) Sub-clause (1) does not apply to a member for the payment of the disability element of Special Action Forces Allowance for the period the member is undergoing counter terrorist training, but the member is not entitled to Clearance Diving Allowance (Disability) for that period."

Date of effect

This determination shall take effect on and from 30 August 1990.

Dated this twenty ninth day of August 1991.

J.T.C. Brassil AM
Member

James T.C. Brassil