

MASTER COPY  
PCB PAY CELL  
DO NOT REMOVE

# DEFENCE FORCE REMUNERATION TRIBUNAL

Defence Act 1903

MATTER NO 1 OF 1995

SUBMARINE SERVICE ALLOWANCE  
DETERMINATION NO 9 OF 1995

Canberra  
5 June 1995

THE HON JUSTICE A.J. BOULTON  
MAJOR GENERAL P.J. DAY AO (RETD)

# DEFENCE FORCE REMUNERATION TRIBUNAL

DETERMINATION NO 9 OF 1995

Submarine Service Allowance

Pursuant to Section 58H of the Defence Act 1903, the Defence Force Remuneration Tribunal, having inquired into Submarine Service Allowance, hereby determines as follows:

## Citation

1. This Determination may be cited as Determination No 9 of 1995, Submarine Service Allowance.

## Definitions

2. In this Determination:

'seagoing submarine' means -

- (a) a submarine in commission in the service of the Royal Australian Navy; or
- (b) a submarine declared by the Chief of the Defence Force to be a seagoing submarine, being a submarine under the direction of the Commonwealth or a foreign government.

'Submarine Arm' means -

- (a) the Royal Australian Navy Submarine Arm; or
- (b) the Submarine Arm of any Commonwealth or foreign government as declared by the Chief of the Defence Force.

## Interpretation

3. In this Determination, a reference to the Chief of the Defence Force includes a reference to a person authorised by the Chief of the Defence Force for the purpose of the provision in which the reference occurs.

## Application

4. Submarine Service Allowance is payable to qualified members of the Submarine Arm or members undertaking training to qualify as members of the Submarine Arm.

### Seagoing Rate

5. A qualified submariner, who is posted to a seagoing submarine, is entitled to be paid Submarine Service Allowance at the annual rate of \$13,500.

### Shore Rate

6. A qualified submariner who is:

- (a) available for posting, but not posted to a seagoing submarine and posted to a position in the Submarine Arm; or
- (b) classified as Permanently Medically Unfit for submarine sea service but posted to a position in the Submarine Arm,

is entitled to be paid Submarine Service Allowance at the annual rate of \$3,500.

### Trainees

7. A member who is undertaking training to become a qualified submariner and is posted to a seagoing submarine, is entitled to be paid Submarine Service Allowance at the annual rate of \$10,000.

### Allowance payable in certain circumstances

8.1 A qualified submariner who ceases to be posted to a position in the Submarine arm, is entitled to be paid the shore rate of Submarine Service Allowance for a period of three years commencing on the day on which the member ceases to occupy that position.

8.2 A member is not entitled to be paid an allowance in accordance with clause 8.1 if the member:

- (a) is not eligible to undertake further service in the Submarine Arm; or
- (b) is classified as Permanently Medically Unfit for submarine sea service.

8.3 Where on the expiration of the period referred to in clause 8.1 a member is unable to return to the Submarine Arm by reason of:

- (a) the exigencies of the service;
- (b) an illness or injury of the member; or
- (c) the family obligations of the member,

the Chief of the Defence Force may extend the period referred

to in clause 8.1 by such a further period as is reasonable in the circumstances.

#### Allowance not payable

9.1 A member who:

- (a) has the rank of Commodore in the Navy or a higher rank: or
- (b) is a Medical or Dental Officer with the rank of Commander in the Navy or a higher rank,

is not entitled to be paid Submarine Service Allowance.

9.2 A member is not entitled to be paid the seagoing rate of Submarine Service Allowance for a period during which the member is entitled to be paid the disability element of Special Action Forces Allowance.

9.3 Where, but for this clause, a member would be entitled to be paid for a period the shore rate of Submarine Service Allowance and Special Action Forces Allowance (Qualification and Skill), the member is entitled to be paid only one allowance for the period being the allowance payable at the higher rate.

9.4 When, for service during a period, there is eligibility for concurrent payment of the seagoing rate of Submarine Service Allowance and Determination 0305, Antarctic Allowance, made under Section 58B of the Defence Act 1903, Submarine Service Allowance is payable.

#### Reserve members

10. A Reserve member, who is a qualified submariner, undertaking non-continuous full time service in a position in the Submarine Arm, is entitled to be paid on a daily basis, the shore rate of Submarine Service Allowance.

#### Calculation of Fortnightly and Daily Amounts

11.1 Where any payment is made to a member fortnightly, the fortnightly rate of payment is to be calculated in accordance with the following formula:

$$\frac{A \times 14}{365}$$

Where A is the annual rate of payment.

11.2 The daily rate of an annual rate of payment is one fourteenth part of the fortnightly rate of payment.

**Date of effect**

12. This determination shall take effect on and from 1 June 1995.

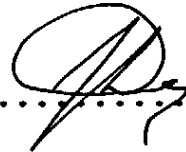
Dated this fifth day of June one thousand nine hundred and ninety five.

The Hon Justice A.J. Boulton  
Chairman



.....

Major General P.J. Day AO (Ret'd)  
Member



.....