



*Public Service Act 1922*

## **Public Service (Defence) Determination 1999/7**

I, MAL PEARCE, Director General Personnel Policy and Employment Conditions, Defence Personnel Executive, acting under a subdelegation made by the Secretary to the Department of Employment, Workplace Relations and Small Business under subsection 18(3) of the *Public Service Act 1922*, make the following Determination under section 82D of that Act.

Dated 6 October 1999

M. PEARCE  
Director General  
Personnel Policy and Employment Conditions  
Defence Personnel Executive

## **PART A – Preliminary**

### **1. Citation**

1.1 This Determination may be cited as Public Service (Defence) Determination 1999/7, Overseas Conditions of Service (Public Service (Defence) Determination 1999/1 – Amendment).

### **2. Commencement**

2.1 This Determination commences on 14 October 1999.

## **PART B – Amendment of Public Service (Defence) Determination 1999/1**

### **3. Amendment**

3.1 Public Service (Defence) Determination 1999/1, Overseas Conditions of Service, as amended<sup>1</sup>, is amended as set out in this Part.

### **4. Clause 1.2.1 (Definitions)**

4.1 Definition of “first entry privilege”:  
Omit the definition.

### **5. Clause 4.1.2 (Definitions)**

5.1 Definitions of “attached officer” and “unattached officer”:  
Omit the definitions.

### **6. Clause 4.1.3 (Officer taken to be attached officer)**

6.1 Omit the clause.

### **7. Clause 4.6.7 (Overseas Living Allowance category)**

7.1 Omit the clause, substitute:

“4.6.7 The allowance category of an officer is:

- (a) if the officer has access to all privileged prices available to any officer at the officer’s locality of posting — Category FP [Full Privileges]; and
- (b) otherwise — Category LTFP [Less Than Full Privileges].”.

### **8. Clause 4.6.8 (Allowance category to apply if allowance not determined for officer’s category)**

8.1 Omit the clause.

### **9. Clause 4.6.12 — Table 3 (General Adjustment factors)**

9.1 Omit the Table, substitute the Table set out in Attachment A.

### **10. Clause 4.6.13 (Rate of Post Adjustment)**

10.1 Omit the clause, substitute:

“4.6.13(1) The rate at which Post Adjustment is payable to an officer is the rate specified in whichever of column 4, 5, 6 or 7 of an item in Schedule 7 applies to the officer’s locality of posting, allowance category and status as an accompanied or unaccompanied officer.

“(2) In addition, if an officer with Category LTFP is on long-term posting in Singapore and has no access to any privileged prices at the locality of posting, the officer is entitled to supplementary Post Adjustment at the rate of:

- (a) for an accompanied officer — AUD 4,411; and
- (b) for an unaccompanied officer — AUD 4,420.”.

**11. Clause 4.6.20 (Allowances taken to be adjusted on changes in exchange rates)**

11.1 Omit the clause.

**12. Clause 4.7.11 (Excess commuting costs)**

12.1 Subclause 4.7.11(3):

Omit “the Category 1 Cost of Living Index”, substitute “the Category FP Cost of Living Index”.

12.2 Omit “column 3”, substitute “column 2”.

**13. Clause 4.8.7 (School transport costs)**

13.1 Subclause 4.8.7(2):

Omit “the Category 1 Cost of Living Index”, substitute “the Category FP Cost of Living Index”.

13.2 Omit “column 3”, substitute “column 2”.

**14. Clause 4.10.1 (Vehicle Allowance)**

14.1 Subclause 4.10.1(2):

Omit “the Category 1 Cost of Living Index”, substitute “the Category FP Cost of Living Index”.

14.2 Omit “column 3”, substitute “column 2”.

**15. Clause 5.1.1 (Interpretation)**

15.1 Omit “category” (wherever occurring), substitute “grade”.

**16. Clause 5.1.3 (Allowance payable during period of duty and in other circumstances)**

16.1 Omit “category” (wherever occurring), substitute “grade”.

16.2 Subclause 5.1.3(1):

After “Difficult Post Allowance”, insert “or Special Difficult Post Allowance (as the case may be)”.

16.3 Subclause 5.1.3(2):

After “Difficult Post Allowance”, insert “or Special Difficult Post Allowance (as the case may be)”.

16.4 Subclause 5.1.3(3):  
Omit the subclause, substitute:

“(3) The rate of allowance applicable under this clause is the rate for the Difficult Post grade of the officer’s locality of posting and the officer’s status as an accompanied or unaccompanied officer, as specified in column 2 or 3 of an item in:

- (a) for Difficult Post Allowance — Part B of Schedule 10; and
- (b) for Special Difficult Post Allowance — Part E of Schedule 10.”.

16.5 Add at the end:

“(5) For this Part, Special Difficult Post Allowance is to be treated as Difficult Post Allowance.”.

**17. Clause 5.1.6 (Payment of allowance in specified circumstances)**

17.1 Omit “category”, substitute “grade”.

**18. Clause 5.1.7 (Special Difficult Post Allowance)**

18.1 Omit the clause.

**19. Part 5 (Conditions of service for officers at difficult posts)**

19.1 Division 3 (Additional annual leave):

Omit the Division, substitute:

**‘DIVISION 3 – Additional annual leave**

**Difficult posts taken to be included in Public Service Determination 1998/5**

“5.3.1(1) For accrual of additional annual leave credit by an officer performing duty at a difficult post, the items mentioned in columns 2 and 7 of Part A of Schedule 10 are taken to be included in Schedule 27 to Public Service Determination 1998/5.”.

**20. Clause 6.1.2 (Papua New Guinea – additional relief travel)**

20.1 Omit the clause.

**21. Schedule 1 (Localities not listed in certain schedules)**

21.1 Omit the Schedule, substitute the Schedule set out in Attachment B.

**22. Schedule 6 (Allowance categories at certain localities)**

22.1 Omit the Schedule.

**23. Schedule 7 (Overseas Living Allowance)**

23.1 Omit the Schedule, substitute the Schedule set out in Attachment C.

**24. Schedule 8 (Supplementary allowances)**

24.1 Omit the Schedule, substitute the Schedule set out in Attachment D.

**25. Schedule 10 (Difficult Post assistance)**

25.1 Omit the Schedule, substitute the Schedule set out in Attachment E.

## **PART C – Transitional**

### **26. Interpretation**

#### **26.1 In this Part:**

“DPA” means Difficult Post Allowance, and includes Special Difficult Post Allowance;

“former amount of overseas allowances”, for an officer, means the amount of overseas allowances to which the officer was entitled for the relevant period;

“former rate of overseas allowances”, for an officer, means the rate of overseas allowances to which the officer was entitled on the day immediately before the commencement day;

“OLA” means Overseas Living Allowance;

“overseas allowances” means the sum of OLA and DPA;

“relevant period” means the period beginning on 1 April 1999 and ending immediately before the commencement day;

“revised amount of overseas allowances”, for an officer, means:

- (a) if more than one date of effect is mentioned for a locality in Attachment C, D or E — the sum of the amounts of overseas allowances (as varied with effect from each of those dates) to which the officer would have been entitled for each portion of the relevant period; and
- (b) otherwise — the amount of overseas allowances to which the officer would have been entitled for the relevant period,

if this Determination had been in force for the whole of that period;

“revised rate of overseas allowances”, for an officer, means the rate of overseas allowances to which the officer is entitled under the Principal Determination as in force from time to time;

“the commencement day” means the day on which this Determination commences;

“the Principal Determination” means Public Service (Defence) Determination 1999/1, Overseas Conditions of Service.

[NOTE: Clause 26 of this Determination has been amended by Part C of Public Service (Defence) Determination 1999/8 of 22 October 1999.]

### **27. Additional overseas allowances payable in certain circumstances**

**27.1** If, for the relevant period, an officer’s revised amount of overseas allowances exceeds the officer’s former amount of overseas allowances, the officer is entitled to additional overseas allowances equal to the amount of the excess.

**28. Non-reduction of overseas allowances if revised rate less than former rate**

28.1 This clause applies to an officer whose rate of overseas allowances would, but for this clause, be reduced on the commencement day.

28.2 The officer is entitled to additional overseas allowances equal to the amount by which the officer's former rate of overseas allowances exceeds the officer's revised rate of overseas allowances.

28.3 For working out the amount mentioned in subclause 28.2, if an officer becomes, or ceases to be, an accompanied officer on a day, the officer's former rate of overseas allowances is taken to be varied accordingly with effect from that day.

28.4 This clause ceases to apply to the officer on the earlier of:

- (a) the day on which the officer's revised rate of overseas allowances equals or exceeds the officer's former rate of overseas allowances; and
- (b) the day on which the officer ceases to be entitled to overseas allowances for the period of posting in which the commencement day occurs.

**29. Papua New Guinea – additional relief travel for officer currently on posting**

29.1 In spite of the repeal of clause 6.1.2 of the Principal Determination, an officer who was on long-term posting in Papua New Guinea on the day before the commencement day is entitled to be reimbursed for additional relief travel as if that clause had not been repealed, in relation to service rendered by the officer on that posting before the commencement day.

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**NOTE**

1. Public Service (Defence) Determination 1999/1, Overseas Conditions of Service, was made on 27 January 1999 and has been amended by Public Service (Defence) Determinations 1999/2, 3, 4, 5 and 6.

**ATTACHMENT A**

**TABLE 3 – General Adjustment factors**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>	<b>Column 5</b>
<b>Status of officer</b>	<b>Period of overseas service</b>			
	<b>Completed less than 3 years</b>	<b>Completed 3 but less than 6 years</b>	<b>Completed 6 but less than 9 years</b>	<b>Completed 9 or more years</b>
Accompanied officer	25	30	32.5	35
Unaccompanied officer	15	16	17	18

**ATTACHMENT B**

## SCHEDULE 1

### LOCALITIES NOT LISTED IN CERTAIN SCHEDULES

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<b>Column 1</b>	<b>Column 2</b>
<b>Officer's locality</b>	<b>Locality for entitlement purposes</b>
<hr/>	
<b>Canada</b>	
Montreal	Toronto
Other localities	Ottawa
<b>United States of America</b>	
Alabama, Arizona, Arkansas, Florida, Georgia, Louisiana, Mississippi, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee and Texas	Atlanta
California	Los Angeles
Other localities, other than New York City, Manhattan and Hawaii	Washington DC

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**ATTACHMENT C**

## SCHEDULE 7

### OVERSEAS LIVING ALLOWANCE

Column 1 LOCALITY OF POSTING	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
	COST OF LIVING INDEX		POST ADJUSTMENT			
	Category FP	Category LTFP	Category FP		Category LTFP	
			Unaccomp- anied AUD	Accomp- anied AUD	Unaccomp- anied AUD	Accomp- anied AUD
CAMBODIA	138	148	9475	10197	9949	10707
CANADA – Ottawa	117	125	6075	6943	6379	7290
CANADA – Toronto	113	121	5742	6423	6029	6744
CHINA	130	139	9638	11399	10120	11969
COOK ISLANDS	0	123	0	0	5027	5468
CYPRUS	126	135	7222	8103	7583	8508
FIJI	101	108	3737	4024	3924	4225
FRANCE	150	161	7870	9444	8264	9916
GERMANY	152	163	6738	8489	7075	8913
INDIA	111	119	9484	9958	9958	10456
INDONESIA	113	121	10084	10746	10588	11283
with effect from 1 April 1999						
INDONESIA	120	128	10755	11461	11293	12034
with effect from 8 July 1999						
INDONESIA	113	121	10096	10760	10601	11298
with effect from 19 August 1999						
INDONESIA	105	112	9423	10042	9894	10544
with effect from 16 September 1999						
INDONESIA	102	109	9172	9775	9631	10264
with effect from 30 September 1999						
ISRAEL	140	150	7342	8846	7709	9288
ITALY	138	148	3350	4231	3518	4443
JAPAN	196	210	9006	11381	9456	11950
KIRIBATI	132	141	5700	6100	5985	6405
KOREA	123	132	9004	10186	9454	10695
KUWAIT	129	138	8456	10165	8879	10673
LEBANON	150	161	7598	9029	7978	9480

MALAYSIA with effect from 1 April 1999	103	110	9202	9611	9662	10092
MALAYSIA with effect from 16 September 1999	102	109	8308	8608	8723	9038
MARSHALL ISLANDS	0	166	0	0	9310	9548
MICRONESIA	123	132	6024	6673	6325	7007
NEW ZEALAND	98	105	4492	4798	4717	5038
PAKISTAN	97	104	8528	9097	8954	9552
PALAU	0	130	0	0	11478	12236
PAPUA NEW GUINEA	98	105	5107	5508	5362	5783
PHILIPPINES	107	114	8007	8605	8407	9035
SAMOA	107	114	5014	5415	5265	5686
SINGAPORE	122	140	6552	6742	6880	7079
SOLOMON ISLANDS	109	117	5360	5730	5628	6017
SPAIN	135	144	6671	7549	7005	7926
SWEDEN	149	159	7472	9722	7846	10208
SYRIA	122	131	7370	8722	7739	9158
THAILAND with effect from 1 April 1999	126	135	6875	7396	7219	7766
THAILAND with effect from 16 September 1999	116	124	6265	6688	6578	7022

**SCHEDULE 7 – continued**

<b>Column 1 LOCALITY OF POSTING</b>	<b>Column 2 Column 3 COST OF LIVING INDEX</b>		<b>Column 4 Column 5 Column 6 Column 7 POST ADJUSTMENT</b>			
	<b>Category FP</b>	<b>Category LTFP</b>	<b>Category FP</b>		<b>Category LTFP</b>	
			<b>Unaccomp- anied AUD</b>	<b>Accomp- anied AUD</b>	<b>Unaccomp- anied AUD</b>	<b>Accomp- anied AUD</b>
TONGA	115	123	4526	4920	4752	5166
TUVALU	0	120	0	0	5100	5605
UNITED KINGDOM	171	183	8315	9818	8731	10309
USA – Atlanta	141	151	5919	6184	6215	6493
USA – Honolulu	161	172	8268	8358	8681	8776
USA - Los Angeles	145	155	5577	5842	5856	6134
USA – Manhattan	161	172	4018	5000	4219	5250
USA – New York City	146	156	6909	7706	7254	8091
USA – Washington DC	141	151	6409	7210	6729	7571
VANUATU	133	142	4640	5019	4872	5270
VIETNAM	121	129	9337	9920	9804	10416
with effect from 1 April 1999						
VIETNAM	116	124	8370	8941	8789	9388
with effect from 16 September 1999						

[NOTE: Attachment C of this Determination has been amended by Part C and Attachment D of Public Service (Defence) Determination 1999/8 of 22 October 1999.]

**ATTACHMENT D**

**SCHEDULE 8**

**SUPPLEMENTARY ALLOWANCES**

Column 1 LOCALITY OF POSTING	Column 2 BASIC PAYMENT	Column 3 Column 4 Column 5 CHILD SUPPLEMENT			Column 6 Column 7 CHILD REUNION SUPPLEMENT	
		Under 2 years AUD	2 –11 years AUD	12 or more years AUD	2 –11 years AUD	12 or more years AUD
CAMBODIA	0	2346	4873	5144	3519	3790
CANADA – Ottawa	0	2122	3375	3761	1736	1929
CANADA – Toronto	0	2122	3375	3761	1736	1929
CHINA	0	2409	5004	5468	3429	3800
COOK ISLANDS	0	1766	2545	2736	1350	1491
CYPRUS	0	1938	2907	3435	1585	2026
FIJI	0	1725	2395	2587	1150	1246
FRANCE	0	2536	3673	4022	1749	2011
GERMANY	0	2713	4113	4288	2013	2188
INDIA	0	1802	3888	4173	2655	2940
INDONESIA	0	2134	4563	4858	3165	4563
with effect from 1 April 1999						
INDONESIA	0	2277	4867	5181	3376	3690
with effect from 8 July 1999						
INDONESIA	0	2137	4569	4864	3169	3464
with effect from 19 August 1999						
INDONESIA	0	1995	4265	4540	2958	3233
with effect from 16 September 1999						
INDONESIA	0	1942	4151	4419	2879	3147
with effect from 30 September 1999						
ISRAEL	0	2211	3804	4511	2123	2831
ITALY	0	2027	2997	3438	1499	1851
JAPAN	0	3761	6136	6828	3365	3959
KIRIBATI	0	1900	2900	3100	1600	1700
KOREA	0	2456	5002	5366	3183	3456
KUWAIT	0	2069	3688	4588	2429	3238
LEBANON	268	2324	3755	4470	2235	2861

MALAYSIA with effect from 1 April 1999	0	1738	3476	3579	2249	2352
MALAYSIA with effect from 16 September 1999	0	1613	3078	3253	1975	2102
MARSHALL ISLANDS	0	2524	4742	4822	3192	3217
MICRONESIA	741	1761	2780	3058	1575	1853
NEW ZEALAND	0	1531	2042	2144	817	919
PAKISTAN	0	1706	4169	4454	3032	3317
PALAU	465	2267	4759	5179	3555	3798
PAPUA NEW GUINEA	0	2153	3071	3301	1549	1718
PHILIPPINES	0	1656	3654	3923	2615	2832
SAMOA	401	1705	2407	2607	1304	1504
SINGAPORE	0	1804	2659	2849	1329	1424
SOLOMON ISLANDS	647	1756	2588	2773	1294	1479
SPAIN	0	2019	2897	3336	1492	1843
SWEDEN	0	2611	3691	4321	1800	2160
SYRIA	365	2009	3360	4029	2029	2649
THAILAND with effect from 1 April 1999	0	1979	4063	4271	2708	2917
THAILAND with effect from 16 September 1999	0	1611	3304	3535	2237	2419

**SCHEDULE 8 – continued**

<b>Column 1 LOCALITY OF POSTING</b>	<b>Column 2 BASIC PAYMENT</b>	<b>Column 3 Column 4 Column 5 CHILD SUPPLEMENT</b>			<b>Column 6 Column 7 CHILD REUNION SUPPLEMENT</b>	
		<b>Under 2 years AUD</b>	<b>2 –11 years AUD</b>	<b>12 or more years AUD</b>	<b>2 –11 years AUD</b>	<b>12 or more years AUD</b>
TONGA	0	1771	2657	2854	1378	1476
TUVALU	0	1789	2624	2836	1445	1601
UNITED KINGDOM	0	2830	4157	4423	1946	2211
USA – Atlanta	0	2120	3004	3180	1502	1590
USA – Honolulu	0	2337	3954	4044	2337	2337
USA – Los Angeles	0	2337	3954	4044	2337	2337
USA – Honolulu	0	2124	3010	3098	1416	1505
USA – Manhattan	0	2768	4018	4018	1964	1964
USA – New York City	0	2569	3897	3897	1949	1949
USA – Washington DC	0	2492	3738	3827	1869	1958
VANUATU	568	2083	2746	2936	1326	1420
VIETNAM	0	2042	4571	4863	3404	3696

[NOTE: Attachment D of this Determination has been amended by Part C and Attachment E of Public Service (Defence) Determination 1999/8 of 22 October 1999.]

**ATTACHMENT E**

## SCHEDULE 10

### DIFFICULT POST ASSISTANCE

#### PART A - Difficult post grade, ordinary period of posting, assisted leave travel and additional annual leave

Column 1 Item	Column 2 Locality	Column 3 Ordinary period of posting #	Column 4 Difficult post grade	Column 5 Leave centre	Column 6 Frequency during posting	Column 7 No. of days additional annual leave
1.	Argentina	3	–	Miami* Bariloche	1 1	7
2.	Bahrain	–	DPA Grade 3	–	–	–
3.	Bangladesh	2	DPA Grade 1	Australia* Singapore*	1 2	10
4.	Barbados	2	–	Miami* Puerto Rico	1 1	6
5.	Belgrade	2	DPA Grade 1	London* Vienna*	1 3	10
6.	Brazil – Brasilia	2	DPA Grade 3	Miami	1	9
7.	Brazil–Sao Paulo	3	DPA Grade 3	Miami Gramado	1 1	8
8.	Brunei	2	DPA Grade 3	Australia* Singapore	1 1	8
9.	Cambodia	2	SDPA Grade C	Australia* Singapore*	1 3	10
10.	Canada – Cold Lake, Alberta	3	–	Vancouver	2	5
11.	Chile	3	–	Miami*	1	7
12.	China	2	DPA Grade 2	Australia* Singapore	1 2	10
13.	Cook Islands	2	–	Australia* Auckland	1 3	10
14.	Cyprus	3	–	Rome	2	4
15.	Egypt	2	DPA Grade 2	London* Rome	1 2	9
16.	Fiji	3	–	Australia* Sydney	1 1	6
17.	Gaza Strip	–	DPA Grade 2	–	–	–
18.	Greece	3	–	–	–	5
19.	Hong Kong	3	–	Perth Singapore	1 1	6
20.	Hungary	2	–	London* Vienna	1 1	8

**SCHEDULE 10 – continued**

<b>Column 1 Item</b>	<b>Column 2 Locality</b>	<b>Column 3 Ordinary period of posting #</b>	<b>Column 4 Difficult post grade</b>	<b>Column 5 Leave centre</b>	<b>Column 6 Frequency during posting</b>	<b>Column 7 No. of days additional annual leave</b>
21.	India	2	DPA Grade 2	Australia* Singapore*	1 1	10
22.	Indonesia – East Timor	2	SDPA Grade A	Australia* Singapore Darwin	1 1 2	15
23.	Indonesia – elsewhere (with effect from 1 April 1999)	2	DPA Grade 2	Australia* Singapore	1 1	9
	Indonesia – elsewhere (with effect from 31 August 1999)	2	DPA Grade 1	Australia* Singapore	1 1	9
	Indonesia – elsewhere (with effect from 14 October 1999)	2	DPA Grade 2	Australia* Singapore	1 1	9
24.	Iran	2	SDPA Grade C	London* Rome*	1 3	10
25.	Iraq	–	DPA Grade 1	–	–	–
26.	Israel	2	DPA Grade 3	London* Rome	1	8
27.	Japan	3	–	Australia*	1	8
28.	Jordan	2	DPA Grade 3	London* Rome	1 1	9
29.	Kazakstan	2	DPA Grade 1	London* Rome*	1 3	10
30.	Kenya	2	DPA Grade 2	London* Mauritius	1 1	8
31.	Kiribati	2	DPA Grade 1	Australia* Sydney* Nadi	1 2 1	10
32.	Korea	2	DPA Grade 3	Australia* Singapore	1 1	10
33.	Kuwait	2	DPA Grade 1	London* Rome	1 3	10
34.	Kyrgyzstan	–	DPA Grade 1	–	–	–
35.	Laos	2	DPA Grade 1	Australia* Singapore*	1 2	10

36.	Lebanon (with effect from 1 April 1999)	2	DPA Grade 1	London* Rome	1 2	9
	Lebanon (with effect from 30 September 1999)	2	DPA Grade 2	London* Rome	1 2	9
37.	Malaysia – Alor Setar, Butterworth, Johor Bahru, Lumut and Port Dickson	3	DPA Grade 3	Australia* Australia	1 1	8
38.	Malaysia - Elsewhere	3	–	Australia* Australia	1 1	7
39.	Maldives	–	DPA Grade 1	–	–	–
40.	Malta	3	–	Rome	2	4
41.	Marshall Islands	2	DPA Grade 2	Australia* Honolulu*	1 3	9

**SCHEDULE 10 – continued**

<b>Column 1 Item</b>	<b>Column 2 Locality</b>	<b>Column 3 Ordinary period of posting #</b>	<b>Column 4 Difficult post grade</b>	<b>Column 5 Leave centre</b>	<b>Column 6 Frequency during posting</b>	<b>Column 7 No. of days additional annual leave</b>
42.	Mauritius	2	–	Australia* Harare	1 1	8
43.	Mexico	2	DPA Grade 3	Miami* Houston	1 1	9
44.	Micronesia	2	DPA Grade 2	Australia* Sydney Guam	1 1 1	10
45.	Myanmar	2	DPA Grade 1	Australia* Singapore*	1 2	10
46.	Nauru	2	DPA Grade 1	Australia* Sydney* Nadi	1 2 1	10
47.	Nepal	2	DPA Grade 1	Australia* Singapore*	1 2	10
48.	New Caledonia	2	–	Sydney	2	3
49.	Nigeria	2	SDPA Grade C	London* Rome*	1 3	10
50.	Pakistan	2	DPA Grade 1	Australia* Singapore	1 2	10
51.	Palau	2	DPA Grade 1	Australia* Singapore*	1 3	10
52.	Papua New Guinea	2	SDPA Grade B	Australia* Brisbane* Cairns	1 1 2	10
53.	Philippines	2	DPA Grade 2	Australia* Singapore	1 1	10
54.	Poland	2	DPA Grade 3	London* Vienna	1 2	9
55.	Russia	2	DPA Grade 1	London* Vienna*	1 2	10
56.	Samoa	2	DPA Grade 2	Australia* Auckland*	1 1	10
57.	Saudi Arabia	2	DPA Grade 1	London* Rome	1 3	10
58.	Singapore	3	–	Perth	1	5
59.	Solomon Islands	2	DPA Grade 1	Australia* Brisbane*	1 3	10
60.	South Africa	3	DPA Grade 3	Mauritius	2	6
61.	Sri Lanka	2	DPA Grade 1	Australia* Singapore	1 2	10
62.	Syria	2	DPA Grade 2	London* Rome*	1 2	10
63.	Thailand	2	DPA Grade 3	Australia* Singapore	1 1	7

**SCHEDULE 10 – continued**

<b>Column 1 Item</b>	<b>Column 2 Locality</b>	<b>Column 3 Ordinary period of posting #</b>	<b>Column 4 Difficult post grade</b>	<b>Column 5 Leave centre</b>	<b>Column 6 Frequency during posting</b>	<b>Column 7 No. of days additional annual leave</b>
64.	Tonga	2	DPA Grade 2	Australia* Auckland*	1 1	10
65.	Turkey	2	DPA Grade 3	London* Rome	1 1	8
66.	Tuvalu	2	DPA Grade 1	Australia* Sydney*	1 3	10
67.	United Arab Emirates	2	–	Rome	2	6
68.	Vanuatu	2	DPA Grade 3	Australia* Brisbane	1 1	8
69.	Venezuela	2	DPA Grade 3	Miami Merida	1 1	8
70.	Vietnam (with effect from 1 April 1999)	2	DPA Grade 1	Australia* Singapore*	1 2	10
	Vietnam (with effect from 30 September 1999)	2	DPA Grade 2	Australia* Singapore*	1 2	10
71.	Zambia	–	DPA Grade 1	–	–	–
72.	Zimbabwe	2	–	London*	1	8

**Notes:**

# See clause 1.2.5 (Ordinary period of posting)

\* See clause 5.2.6 (Excess baggage)

**SCHEDULE 10 – continued**

**PART B – Rates of Difficult Post Allowance (DPA)**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Difficult Post grade</b>	<b>Rate (AUD a year)</b>	
	<b>Unaccompanied officer</b>	<b>Accompanied officer</b>
DPA Grade 1	7,781	13,226
DPA Grade 2	5,837	9,925
DPA Grade 3	4,289	7,291

**PART C – Localities with a temporary Difficult Post grade**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item and locality</b>	<b>Period of operation</b>	<b>Difficult Post grade</b>
23. Indonesia - elsewhere	14 October 1999 to 31 December 1999	DPA Grade 1

**PART D –Difficult Post Allowance in specified circumstances**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Type of duty performed</b>	<b>Difficult Post grade</b>	<b>Minimum number of days</b>
Officer required to undertake short-term mission to Afghanistan	DPA Grade 1	-
Officer required to undertake short-term mission to Kyrgyzstan or a locality in Kazakstan other than Almaty	DPA Grade 1	7

**PART E - Rates of Special Difficult Post Allowance (SDPA)**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Difficult Post grade</b>	<b>Rate (AUD a year)</b>	
	<b>Unaccompanied officer</b>	<b>Accompanied officer</b>
SDPA Grade A	19,214	32,039
SDPA Grade B	15,371	25,631
SDPA Grade C	10,371	17,631

[NOTE: Attachment E of this Determination has been amended by Part C and Attachment F of Public Service (Defence) Determination 1999/8 of 22 October 1999.]

## **EXPLANATORY STATEMENT**

### **Public Service (Defence) Determination 1999/7**

#### ***Public Service Act 1922***

This Determination amends Public Service (Defence) Determination 1999/1, Overseas Conditions of Service (the Principal Determination), which authorises conditions of service for Australian Public Service (APS) officers of the Department of Defence who perform short-term or long-term duty overseas. (Defence Determination 1999/1, Overseas Conditions of Service, made under section 58B of the *Defence Act 1903*, adopts the provisions of the Principal Determination for members of the Australian Defence Force as if the members were officers of the Department in the same circumstances.)

The purpose of this Determination is to implement a review of Overseas Living Allowance (OLA) and difficult post conditions (including Difficult Post Allowance (DPA)). The rates of these allowances are to be based on data developed by the Department of Foreign Affairs and Trade (DFAT) for application to its own staff. The review results in general increases in the quantum of the allowances paid, by amounts which vary from post to post. The general outcome of the review ensures that these major overseas allowance entitlements for Defence officers are comparable with those for DFAT staff at the same post.

Part A of this Determination deals with preliminary matters. Clause 1 specifies the manner in which this Determination may be cited.

Clause 2 provides for this Determination to commence on 14 October 1999, the first day of the next pay period commencing after this Determination is made.

Part B sets out the necessary amendments to the Principal Determination, which is identified by clause 3.

Clauses 4, 5 and 6 omit redundant interpretation provisions relating to OLA. The definitions and interpretation of “first entry privilege”, “attached officer” and “unattached officer” are no longer relevant, as these distinctions are no longer to be applied to officers of the Department of Defence for OLA purposes.

Clause 7 simplifies a provision dealing with OLA categories, which are reduced from 19 to 2 — depending on whether an officer has full access to all privileged prices [Category FP], or less than full privileges [Category LTFP].

Clause 8 omits a redundant provision about OLA categories.

Clause 9 substitutes a revised table of percentage factors used in calculating officers’ General Adjustment (a component of OLA). The new table omits items relating to whether or not officers are attached to a diplomatic mission, as this is no longer relevant in determining entitlements. Minor drafting changes are made to the column headings.

Clause 10 revises a provision specifying the rate of Post Adjustment (a component of OLA), to take account of the revised format of the schedule of OLA rates. In addition, a

supplementary Post Adjustment is provided in relation to motor vehicle costs for certain officers in Singapore with no access to any privileged prices.

Clause 11 omits a provision permitting OLA rates to be deemed to be varied for changes in the exchange rates of all relevant currencies used in working out the allowance for each post. The format of this provision was not compatible with the revised methodology for assessing OLA rates. Pending further review of this aspect, all variations arising from exchange rate movements are to be authorised by amending determinations made under section 82D of the *Public Service Act 1922* (the Act).

Clauses 12, 13 and 14 make minor consequential amendments to other provisions which rely on the Cost of Living Index for working out officers' entitlements.

Clauses 15, 16 and 17 make a minor drafting change to references to the Difficult Post grade of certain overseas posts. Clause 16 also incorporates provisions about the three grades of Special Difficult Post Allowance into an existing clause dealing with the conditions and rates for payment of Difficult Post Allowance.

Clause 18 omits a provision which is redundant as a result of the amendments made by clause 16.

Clause 19 revises a Division dealing with accrual of additional annual leave at difficult posts, and certain aspects of the granting of annual leave and the lapsing of credits. Part 2 of the Principal Determination adopts all the necessary leave provisions of Public Service Determination 1998/5, which authorises conditions of service for APS officers serving within Australia and is also made under section 82D of the Act. Those leave provisions therefore apply overseas, to the extent that they are not inconsistent with applicable industrial awards and agreements. A new provision is substituted to provide for the relevant amounts of additional annual leave (as specified in Schedule 10 to the Principal Determination) to be treated as part of the general annual leave provisions for officers of the Department of Defence under Public Service Determination 1998/5.

Clause 20 omits a redundant clause authorising additional relief travel for officers on long-term posting to Papua New Guinea. The reimbursement of costs for this travel is now subsumed in the conditions of service adopted for the locality.

Clauses 21 to 25 inclusive replace the former schedules of localities, OLA rates and difficult post conditions, and authorise new schedules setting out the revised data for use with the provisions of the Principal Determination. A redundant schedule setting out special allowance categories of officers at various posts is omitted.

In relation to the revised Schedule 10, it is noted that Part C of the Schedule implements a temporary upgrading of DPA for officers in Indonesia (other than East Timor) from the commencement day (14 October 1999) until 31 December 1999. Parts A and E of the Schedule implement, from the commencement day, a new Special DPA Grade A for officers in East Timor who are not performing duty in support of the International Force East Timor, and are therefore not entitled to the East Timor Allowance implemented by Public Service (Defence) Determination 1999/6 of 28 September 1999. The Special DPA Grade A rate is included in the transitional arrangements (see clause 27 below) in relation to any duty performed by eligible officers in East Timor before the commencement day.

Part C sets out the following transitional provisions in relation to the sum of an officer's OLA and DPA ('overseas allowances'):

- clause 26 defines terms used in the Part, including the definition of the "relevant period" for transitional purposes as the period beginning on 1 April 1999 (the day from which agencies are required to maintain data on OLA and other entitlements which are reportable for Fringe Benefit Tax purposes);
- clause 27 authorises payment to an eligible officer of additional overseas allowances equal to the amount (if any) by which the allowances actually payable for the relevant period fall short of the allowances to which the officer would have been entitled if this Determination had applied during the period; and
- as a precaution against the possibility that the overseas allowances for any individual officer could otherwise be reduced on the commencement day, clause 28 maintains the former rate of allowances until the end of the current posting or until the new rate of allowances increases to a point where it equals or exceeds the former rate. Variations resulting from changes in family circumstances are excluded from this process.

Clause 29 maintains the effect of the provision omitted by clause 20 for officers in Papua New Guinea, in relation to service rendered on that posting before the commencement day.

Authority: Section 82D of the  
*Public Service Act 1922*