

DEFENCE FORCE REMUNERATION TRIBUNAL

DETERMINATION NO 14 OF 1995

FIELD ALLOWANCE

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

Citation

1. This Determination may be cited as Determination No 14 of 1995, Field Allowance.

Definitions and Interpretation

2. In this Determination:

“Chief of the Defence Force” - a reference to the Chief of the Defence Force shall be read as including reference to such other persons as the Chief of the Defence Force authorises for the purposes of the provision in which the reference occurs.

“Field service” - in relation to a member, means service during which the member is required to undertake duty and live in the field, where disabilities are experienced in the following elements:

- a. living conditions;
- b. working conditions;
- c. eating arrangements;
- d. leisure;
- e. facilities/services; and
- f. hours of work.

“Initial period of field service” - means a continuous period of 48 hours during which field service is rendered.

Application

3. Subject to clause 6, Field Allowance is payable to a member who is required to work and live in field conditions in respect of -

- (a) an initial period of field service; and
- (b) a period of field service which is or is deemed to be continuous with the initial period of field service,

at the rates of:

Tier 1 - \$53.65 per day

payable to a member who undertakes tactical field exercises or similar activities where extreme levels of disability are experienced in at least four of the six elements listed at clause 2; or

Tier 2 - \$31.48 per day

payable to a member who undertakes field activities where intermediate levels of disability are experienced in at least four of the six elements listed at clause 2,

such levels of disability to be determined by the Chief of the Defence Force.

4.1 In exceptional circumstances the Chief of the Defence Force may approve payment of Field Allowance where only three of the six elements at clause 2 are satisfied.

4.2 In spite of the criteria mentioned in clause 3 for payment of Field Allowance at the Tier 1 rate, the Chief of the Defence Force may in special circumstances approve the Tier 1 rate for a prolonged period of field service for which Field Allowance is payable.

4.3 For the purpose of subclause 4.2, the Chief of the Defence Force must have regard to:

- (a) the duration of the period of field service; and
- (b) whether the Tier 2 rate of field allowance would adequately compensate members for the hardships of the period of field service, in all the circumstances of the case.

5. A period of field service (hereinafter called the later period) is deemed to be continuous with an initial period of field service if:

- (a) the later period commences less than 48 hours after completion of the initial period of field service; and
- (b) where there is more than one such later period, to the extent that any break in field service between those periods does not exceed 48 hours

but Field Allowance is not payable for the period of any break between periods of field service.

6. Commencement and completion of field service:

- (a) Subject to a member completing at least an initial period of field service and subject to clause 6(b), where a member -
 - (1) commences a period of field service on a day; or
 - (2) completes a period of field service on a day, being a period of field service that extends beyond mid-day on that day,

the member shall be deemed for the purposes of this determination, to have rendered a full day of service on that day.

- (b) Where a member commences a period of field service before midnight on a day that by virtue of clause 6(a)(2) is deemed to be a full day of field service the member shall be deemed, for the purposes of clause 6(a)(1), to have commenced a period of field service on the next day.

Allowance not payable

7.1 A member is not entitled to field allowance while the member is entitled to:

- (a) seagoing allowance; or
(b) travelling allowance.

7.2 Determination No. 4 of 2008, Allowance for Specialist Operations (Column 5 of Schedules 1 and 2) and Determination No. 5 of 2008, Special Forces Disability Allowance (Column 6 of Schedule 1), prescribe whether a member receiving either of those allowances may also be paid Field Allowance.

7.3 ...

8. ...

Repeal of Determination

9. Determination No 8 of 1987 made by the Defence Force Remuneration Tribunal pursuant to Section 58H of the *Defence Act 1903* is hereby repealed.

Date of Effect

10. This Determination shall take effect on and from 15 July 1995.

Dated this second day of August one thousand nine hundred and ninety five.

The Hon. Justice A.J. Boulton
President

Major General P.J. Day AO (Retd)
Member

Commissioner P.L. Leary
Member