

DEFENCE FORCE REMUNERATION TRIBUNAL

DETERMINATION NO. 2 OF 2001

PARATROOPER ALLOWANCE

The Defence Force Remuneration Tribunal makes the following Determination under section 58H of the Defence Act 1903:

Commencement

1. This Determination commences on 1 February 2001.

Definitions

2. In this Determination:

“CDF” means the Chief of the Defence Force, and includes a reference to another person that the CDF authorises for the purpose of the provision in which the reference occurs;

“decompression illness” means the illness caused by gases, which have been dissolved under pressure in the bloodstream, returning to their natural state;

“HAPO” means a high altitude parachute operation from a height greater than 12,000 feet above mean sea level (whether in the atmosphere or in a recompression chamber);

“paratrooper” means a member who has the qualifications required to be held by a parachutist in the Navy, Army or Air Force, as the case requires;

“part-time leave without pay” has the meaning given by clause 20 of Determination No. 6 of 1992, Salaries;

“tactical parachute operation” means a parachute descent from an aircraft under actual or simulated combat conditions;

“therapeutic treatment” means treatment provided to prevent or alleviate the symptoms of decompression illness.

Paratrooper Allowance – member on continuous full-time service

3. A member who is a paratrooper rendering continuous full-time service is entitled to Paratrooper Allowance at the rate of:
- (a) for a member who is a Free Fall Instructor at the Parachute Training School and performs the duties of a Free Fall Instructor — \$6,800 a year;
 - (b) for a member who is a Parachute Jump Instructor at the Parachute Training School and performs the duties of a Parachute Jump Instructor — \$5,500 a year;
 - (c) for a member who is a Parachute Jump Instructor and performs the duties of a Parachute Jump Instructor at a unit conducting parachute operations — \$3,800 a year;
 - (d) for a member who is:
 - (i) a Parachute Jump Master performing the duties of a Parachute Jump Master; or
 - (ii) a Free Fall paratrooper performing the duties of a Free Fall paratrooper,
at any unit conducting parachute operations — \$2,900 a year;
 - (e) for a member who is posted to 3RAR (Para) Battalion Group, 4RAR (Cdo), Parachute Training School, 1 Commando Regiment, 126 Commando Signal Squadron or a comparable overseas parachute unit specified by the CDF — \$2,400 a year;
 - (f) for a member who is posted to any other parachute unit, including a comparable overseas parachute unit not conducting tactical parachute operations — \$1,200 a year; and
 - (g) for any other member who is required to perform a parachute descent — \$25.00 for each descent (up to a limit of 30 descents a year).

Allowance payable after completion of certain service

4.1 A member who:

- (a) is a Free Fall Instructor or a Parachute Jump Instructor; and
- (b) is not posted to a parachute unit or group,

is entitled, for the period of 3 years beginning on the day on which the member ceases to be posted to a parachute unit or group, to Paratrooper Allowance at the rate of:

- (c) for a Free Fall Instructor — \$1,500 a year; and
- (d) for a Parachute Jump Instructor — \$1200 a year.

4.2 A member is not entitled to an allowance under subclause 4.1, if the member:

- (a) is not qualified to perform the duties of a Parachute Jump Instructor or Free Fall Instructor; or
- (b) is excluded permanently from service which would qualify for payment of the allowance by reason of incapacity or otherwise.

4.3 At the end of the period of eligibility referred to in subclause 4.1, the CDF may extend the period by a further period that is reasonable in the circumstances if, as a result of:

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

the member is unable to return to service in a parachute unit or group.

Paratrooper Allowance – member of the Reserve Forces

5. A member of the Reserve Forces who is a paratrooper is entitled, for each day or part of a day the member renders Reserve service, to Paratrooper Allowance at the rate of:

- (a) for a member who is a Free Fall Instructor at the Parachute Training School and performs the duties of a Free Fall Instructor — \$18.63 a day;
- (b) for a member who is a Parachute Jump Instructor at the Parachute Training School and performs the duties of a Parachute Jump Instructor — \$15.07 a day;

- (c) for a member who is a Parachute Jump Instructor and performs the duties of a Parachute Jump Instructor at a unit conducting parachute operations — \$10.41 a day;
- (d) for a member who is:
 - (i) a Parachute Jump Master and performs the duties of a Parachute Jump Master; or
 - (ii) a Free Fall paratrooper and performs the duties of a Free Fall paratrooper,

at any unit conducting parachute operations — \$7.95 a day;
- (e) for a member who is posted to 3RAR (Para) Battalion Group, 4RAR (Cdo), Parachute Training School, 1 Commando Regiment, 126 Commando Signal Squadron or a comparable overseas parachute unit specified by the CDF — \$6.58 a day;
- (f) for a member who is posted to any other parachute unit, including a comparable overseas parachute unit not conducting tactical parachute operations — \$3.29 a day; and
- (g) for any other member who is required to perform a parachute descent — \$25.00 for each descent (up to a limit of 30 descents a year).

Allowance not payable

6.1 A member is not entitled to more than 1 rate of Paratrooper Allowance at any time.

6.2 A member is not entitled to an annual rate of Paratrooper Allowance during a period beginning more than 6 months after the day on which the member last made a parachute descent, unless the CDF approves payment during the period.

6.3 For subclause 7.2, the CDF must have regard to:

- (a) the degree of illness or infirmity, if any, of the member which prevented the member from making a parachute descent;
- (b) whether the illness or infirmity was caused by the member's own fault;
- (c) the opportunity the member had to make a parachute descent during the period following the day on which the member last made a parachute descent; and
- (d) any other reason preventing the member from making a parachute descent.

6.4 A member is not entitled to Paratrooper Allowance while the member is entitled to Special Action Forces Allowance (Disability).

Fortnightly and daily rates

7.1 If a payment of an annual rate of Paratrooper Allowance is made to a member fortnightly, the fortnightly rate of payment must be worked out using the formula:

$$\text{annual rate} \times \frac{14}{365}$$

8.2 The daily rate is the fortnightly rate divided by:

- (a) for a member who is granted part-time leave without pay — 10; and
- (b) otherwise — 14.

Dated this ninth day of February two thousand and one.

His Honour Judge F K Cawthorne
President

The Honourable Deputy President P L Leary.....
Member

Air Vice Marshal F D Cox AO (Retd)
Member