

# **DEFENCE FORCE REMUNERATION TRIBUNAL**

## **DETERMINATION NO. 12 OF 2004**

### **SPECIAL ACTION FORCES ALLOWANCE AND SPECIALIST OPERATIONS ALLOWANCE – AMENDMENT**

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

#### **PART A – Preliminary**

##### **Commencement**

1. This Determination commences on 26 August 2004.

#### **PART B – Amendment of Determination No. 11 of 2002**

##### **Amendment**

2. Determination No. 11 of 2002, Special Action Forces Allowance, as amended, is amended as set out in this Part.

##### **Clause 2 (Definitions)**

- 3.1 Definition of “2nd TAG”:  
Omit the definition.

- 3.2 After the definition of “support member”:  
Insert:

“‘TAG East’ means the Tactical Assault Group (counter-terrorist company) of 4RAR;

‘TAG West’ means the counter-terrorist capability of the SASR;”.

##### **Clause 4 (Special action forces allowance – member in SASR or related unit)**

4. Subclause 4.1:  
Omit “2nd TAG”, substitute “TAG East”.

##### **Clause 6 (Qualified member in designated Special Forces position not in SASR or related unit)**

- 5.1 Subclause 6.1:  
Omit “2nd TAG”, substitute “TAG East”.

- 5.2 Subclause 6.3, table:  
Omit “Training of members of SASR or 2nd TAG”, substitute “Training of members of SASR or TAG East”.

**Clause 8 (Special action forces allowance – member of the Reserve Forces)**

6. Subclause 8.1:  
Omit “2nd TAG”; substitute “TAG East”.

**Clause 9 (Allowance payable after completion of certain service)**

7. Subparagraph 9.3 (a) (ii):  
Omit “2nd TAG”; substitute “TAG East”.

**Schedule (Special Action Forces allowance – rates and conditions)**

8. After item 2, insert:

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2A.	A medic or ammunition technician who is posted to the SASR and assigned for duty in support of TAG West	As applicable under other items of the Schedule	10,331 a year	Other disability allowances may apply if member is eligible.
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**PART C – Amendment of Determination No. 19 of 2002**

**Amendment**

9. Determination No. 19 of 2002, Specialist Operations Allowance, as amended, is amended as set out in this Part.

**Clause 2 (Definitions)**

- 10.1 Definition of “2nd TAG”:  
Omit the definition.

- 10.2 Definition of “designated specialist operations position”:  
Substitute:

“‘designated specialist operations position’ means:

- (a) a position in 4RAR, 1 Commando Regiment or the Incident Response Regiment that is designated by the CDF as a Special Forces position, or another position that is designated by the CDF as a Special Forces position; or
- (b) a clearance diving position;”.

- 10.3 After the definition of “member of 126 Signals Squadron”:  
Insert:

“‘member of 301 Commando Signals Squadron’ means a member who:

- (a) is posted to 1 Commando Regiment;
- (b) is not a qualified Special Forces member or a qualified commando; and
- (c) has successfully completed the Special Forces signals course;”.

10.4 Definition of “qualified 2nd TAG member”:  
Omit “2nd TAG” (wherever occurring), substitute “TAG East”.

10.5 Definition of “support member”:  
Omit “a member who is on continuous short notice to move”, substitute “a member who is on continuous full-time service, is on continuous short notice to move,”.

10.6 Definition of “support member”, paragraph (a):  
Omit “2nd TAG”; substitute “TAG East”.

10.7 After the definition of “support member”:  
Insert:

“TAG East’ means the Tactical Assault Group (counter-terrorist company) of 4RAR;

‘TAG West’ means the Tactical Assault Group of the SASR;”.

10.8 Definition of “trainee 2nd TAG member”:  
Omit “2nd TAG” (twice occurring), substitute “TAG East”.

10.9 Definition of “trainee commando”:  
Substitute:

“‘trainee commando’ means a member who has been awarded the “Sherwood Green”  
Commando beret on successful completion of:

- (a) the Commando Training Course;
- (b) the Special Forces Weapons Course;
- (c) an insertion course, being either:
  - (i) the Special Forces Basic Parachute Course; or
  - (ii) the Commando Amphibious Operations Course.”; and
- (d) is performing continuous full-time service in a designated Special Forces position in 4RAR

## **Heading of Part 2**

11. Substitute:

**“PART 2 – Members serving in TAG East or as qualified commandos or trainee commandos or in related positions”**

### **Clause 6 (Specialist operations allowance – member in 4RAR)**

12. Omit “2nd TAG” (wherever occurring), substitute “TAG East”.

### **Clause 8 (Specialist operations allowance – support member for TAG East or SASR)**

13. Substitute:

“8. A support member is entitled to:

- (a) specialist operations allowance (qualification and skill) at the rate (if any) that would otherwise apply to the member under column 3 of the Schedule; and
- (b) specialist operations allowance (disability) at the rate mentioned in item 5, column 4 of Part 1 of the Schedule.”.

### **Subclause 9.3 (Specialist operations allowance – member of the Reserve Forces), table**

14. Omit “Training of members of the 2nd TAG”; substitute “Training of members of the TAG East”.

### **Clause 10 (Specialist operations allowance – clearance divers)**

15. Subclause 10.1:  
Substitute:

“10.1 This clause applies to:

- (a) a clearance diver who occupies a clearance diving position;
- (b) a clearance diver who is a member of the Reserve Forces, for each day or part of a day on which the member performs clearance diving duty; and
- (c) a trainee clearance diver.”.

### **Clause 13 (Specialist operations allowance – support member for clearance diving team)**

16. Substitute:

“13. A support member is entitled to:

- (a) specialist operations allowance (qualification and skill) at the rate (if any) that would otherwise apply to the member under column 3 of the Schedule; and

- (b) specialist operations allowance (disability) at the rate mentioned in item 13, column 4 of Part 2 of the Schedule.”.

**Clause 14 (Specialist operations allowance – Incident Response Regiment)**

17. Substitute:

“14.1 This clause applies to:

- (a) a member who performs continuous full-time service in a designated specialist operations position in the Incident Response Regiment; and
- (b) a support member for the Incident Response Regiment.

“14.2 The member is entitled to specialist operations allowance:

- (a) if paragraph 14.1 (a) applies — at the sum of the rates mentioned in columns 3 and 4 of Part 3 of the Schedule for the member’s status; and
- (b) if paragraph 14.1 (b) applies — at the sum of the rates mentioned in columns 3 and 4 of item 19 of Part 3 of the Schedule.

14.3 A member of the Reserve Forces who is used to supplement the Incident Response Regiment on an exercise or operation (excluding training in a classroom environment) is entitled to specialist operations allowance at the sum of the rates mentioned in columns 3 and 4 of Part 3 of the Schedule for the member’s status for each day or part of a day on which the member renders such service.”.

**Clause 16 (Member not on a roster – daily rate)**

18. Subclause 16.2:

Substitute:

“16.2 For each day on which the member is required under subclause 16.1, the member is entitled to specialist operations allowance at the rate mentioned in column 4 of item 22A or 22B of the Schedule, as the case requires.”.

**Part 7 - Transitional**

19.1 Retitle “**Part 7 – Transitional**” as “**Part 7 – Member serving in 1 Commando Regiment, 301 Signals Squadron**”.

19.2 Heading delete the word “**additional**”

19.3 Delete Paragraphs 18.1 to 18.3 insert:

“18.1 This clause applies to a member who performs continuous full-time service in a designated specialist operations position in 301 Signals Squadron.

18.2 The member is entitled to specialist operations allowance at the sum of the rates mentioned in item 24 of Part 6 of the Schedule.”

**Schedule (Specialist operations allowance – rates and conditions)**

20.1 Heading of Part 1:  
Substitute:

**“Part 1 – Members serving in TAG East or as qualified commandos or trainee commandos or in related positions”**

20.2 Item 1, column 2:  
Omit “2nd TAG”, substitute “TAG East”.

20.3 Item 2, column 2:  
Omit “2nd TAG”; substitute “TAG East”.

20.4 After item 2, insert:

2A.	Trainee Commando	1,631	5,438	Other disability allowances are not payable.
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20.5 After item 4, insert:

4A.	A medic or ammunition technician who is posted to 4RAR and assigned for duty in support of TAG East	As applicable under other items of the Schedule	10,331	Other disability allowances may apply if member is eligible.
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20.6 After item 22, insert:

22A.	Member who is required on a day to render safe or dispose of or directly assist in the rendering safe or disposal of an unpredictable explosive, if the member is placed in high risk of the unpredictable explosive	-	86.93 a day	Other disability allowances may apply if member is eligible.
22B.	Member, other than a member mentioned in item 22A, who is required on a day to engage in searches where an unpredictable explosive is known to be or reasonably suspected of being present, if the member is placed in high risk of the unpredictable explosive	-	43.48 a day	Other disability allowances may apply if member is eligible.

20.7 After item 23 in Part 5 insert:

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<b>Part 6 – Members serving in 1 Commando Regiment</b>				
24.	Member of 301 Signals Squadron	1,631	5,438	Other disability allowances may apply if member is eligible.

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Dated this twenty sixth day of October two thousand and four.

Senior Deputy President R N Cartwright .....  
President

Air Vice Marshal F D Cox, AO (Ret'd) .....  
Member