Defence Determination 1998/6

I, PETER JAMES DUNN, Head, Defence Personnel Executive, Department of Defence, acting under a delegation made by the Minister for Workplace Relations and Small Business under regulation 72A of the Defence Force Regulations, make the following Determination under section 58B of the Defence Act 1903.

Dated 27 February 1998

P. J. DUNN
Major General
Head, Defence Personnel Executive
Department of Defence
Part A - Preliminary

1. Citation
1.1 This Determination may be cited as Defence Determination 1998/6.

2. Commencement
2.1 This Determination is to be taken to have commenced on 17 February 1998.

Part B - Amendment of Determination 2601

3. Amendment
3.1 Determination 2601, Recreation Leave, as amended\(^1\), is amended as set out in this Part.

4. Clause 13 (Additional recreation leave for service in a remote locality)
4.1 Table (Locality overseas - deployment with UN mission or similar force):
Before the entry for Bosnia-Herzegovina, insert:

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“Bahrain 10”.
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4.2 After the entry for Iraq, insert:

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“Kuwait 10”.
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4.3 After the entry for Mozambique, insert:

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“Oman 10”.
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Part C - Amendment of Defence Determination 1994/27

5. Amendment
5.1 Defence Determination 1994/27, as amended\(^2\), is amended as set out in this Part.
6. **Schedule 1 (Operational areas)**

6.1 Before item 2, insert:

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1. Operation POLLARD  All that area of land and waters bounded by a line commencing at 68 degrees east longitude, 5 degrees south latitude; thence northerly in a straight line to the intersection of the shore of the Arabian Sea at high water mark and the boundary between India and Pakistan; thence proceeding along the outer national land boundaries of Pakistan, Afghanistan, Iran, Iraq and Jordan (so as to include those States) to the intersection of the shore of the Gulf of Aqaba at high water mark and the boundary between Jordan and Israel; thence following that shore at high water mark westerly to its intersection with the boundary between Israel and Egypt; thence proceeding along the outer national land boundaries of Egypt, Sudan and Kenya (so as to include those States); and thence easterly in a straight line from the intersection of the eastern coast of Africa at high water mark and the boundary between Kenya and Tanzania to the point of commencement”.
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**NOTES**

1. Determination 2601 was made by Determination No. 19 of 1980 and has been amended by Determination Nos. 12, 17, 36, 42 and 60 of 1981; 4, 11, 22, 24, 32, 43 and 53 of 1982; 10, 12, 15, 21, 23, 35 and 37 of 1983; 3, 5, 8, 33, 37, 40, 50, 53, 64, 78, 96, 110 and 112 of 1984; 34, 47 and 60 of 1985; 29, 87 and 94 of 1986; 17, 20, 21, 25, 65 and 77 of 1987; 11, 17, 45, 46, 54, 65 and 77 of 1988; 6, 18, 38, 75, 104, 110, 117, 148, 171, 200 and 204 of 1989; 51, 123, 141, 166 and 191 of 1990; 84, 78, 100, 104, 105, 107 and 110 of 1991; 12, 19, 21, 22, 29, 31, 34, 39, 53 and 59 of 1992; 3, 11, 20, 32 and 40 of 1993; 34 and 56 of 1994; 6, 14, 23, 27 and 30 of 1995; 5, 7, 10, 21, 36 and 40 of 1996; 9 and 18 of 1997. The Determination has also been amended by Determination Nos. 1 and 6 of 1988 made under section 58H.

2. Determination 1994/27 was made on 23 June 1994 and has been amended by Determination No. 57 of 1994; Nos 22 and 27 of 1995; and No. 5 of 1996.
EXPLANATORY STATEMENT

Defence Determination 1998/6

Defence Act 1903

This Determination amends the following Determinations made under section 58B of the Defence Act 1903:

- Determination 2601 - Recreation Leave;

The purpose of this Determination is to authorise conditions of service for members of the Australian Defence Force (ADF) who have been deployed on Operation POLLARD to serve with the United States led Coalition Force in the Middle East.

Part A sets out preliminary matters.

Part B amends Determination 2601, which sets out the conditions under which recreation leave and additional recreation leave are granted to members of the ADF. Clause 13 of Determination 2601 authorises additional recreation leave for members performing duty at remote localities within Australia, and at certain localities overseas in connection with a deployment with a United Nations (UN) mission or similar force. The Table in clause 13 sets out the entitlement to additional recreation leave at those localities.

Clause 4 of this Determination amends the Table to authorise the accrual of additional recreation leave at the rate of ten days a year for members performing duty in the specified localities.

Part C amends Defence Determination 1994/27, which authorises payment of Deployment Allowance to members of the ADF assigned for duty with a UN mission or similar force. Schedule 1 to that Determination sets out the operational area associated with each deployment for the purposes of entitlement to the Allowance.

Clause 6 of this Determination amends the Schedule by inserting an operational area for deployment of members on Operation POLLARD.

This Determination is taken to have commenced on 17 February 1998, the day on which members were deployed on Operation POLLARD.

The retrospective application of this Determination does not affect the rights of a person (other than the Commonwealth) in a manner prejudicial to that person, nor does it impose any liability on such person.

Authority: Section 58B of the Defence Act 1903