I, NICHOLAS JEFFERSON FORD, Director General Financial Conditions, Defence Personnel Executive, acting under a delegation made by the Minister for Defence under regulation 72A of the Defence Force Regulations, make the following Determination under section 58B of the Defence Act 1903.

Dated 9 September 1998

N.J. FORD
Air Commodore
Director General Financial Conditions
Defence Personnel Executive
1. Citation
1.1 This Determination may be cited as Defence Determination 1998/35, Housing Assistance (Amendment).

[NOTE: This Determination commences on the day on which it is made: see Defence Act 1903, subsection 58B(4).]

2. Amendment
2.1 Defence Determination 1998/30, Housing Assistance, is amended as set out in this Determination.

3. Clause 3.2 (Contribution for accommodation)
3.1 Paragraph 3.2.1(d):
Omit “who is granted more than 5 days of part-time leave without pay”, substitute “who is granted more than 9 days of part-time leave without pay (or periods aggregating that number of days)”. 

4. Annex B (Rent Allowance – calculation of rent contribution)
4.1 Clause B.2 (Increased contribution applicable to member on part-time leave without pay):
Omit “who is granted more than 5 days of part-time leave without pay”, substitute “who is granted more than 9 days of part-time leave without pay (or periods aggregating that number of days)”.

EXPLANATORY STATEMENT

Defence Determination 1998/35

Defence Act 1903

This Determination makes two minor technical amendments to Defence Determination (DD) 1998/30, Housing Assistance, in relation to members on part-time leave without pay.

Under amendments made by DD 1998/34 of 31 August 1998 to the part-time leave without pay provisions of Determination 2608, Leave Without Pay, references to the number of days on which a member is granted such leave in a 14-day pay period were increased by including the 4 weekend days. This recognises the inclusion of 4 weekend days each fortnight in all grants of such leave.

This Determination makes similar amendments to references to the 50 per cent higher accommodation and rent contributions payable by members who are granted more than 5 working days of such leave in a pay period. The expression of this threshold for application of the higher contributions is increased from 5 to 9 days’ leave to reflect the inclusion of the 4 weekend days in each pay period in all grants of such leave. As in the part-time leave without pay provisions, the possibility is also provided for that the 9 days may be aggregated from periods of less than a day.

The amendments are of no practical effect and do not substantively alter members’ rights, as the part-time leave without pay scheme has not yet commenced operation within the Australian Defence Force.

Authority: Section 58B of the Defence Act 1903