I, TERENCE JOHN WATSON, Acting 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 22 October 1998

T. WATSON
Acting Director General Financial Conditions
Defence Personnel Executive
1. **Citation**
   1.1 This Determination may be cited as Defence Determination 1998/36, Isolated Establishment Allowance (Amendment).

2. **Commencement**
   2.1 This Determination is to be taken to have commenced on 1 June 1998.

3. **Amendment**
   3.1 Determination 0404, Isolated Establishment Allowance, as amended\(^1\), is amended as set out in this Determination.

4. **Schedule 1 (Rates of Isolated Establishment Allowance)**
   4.1 Part A - Defence Force designated establishments - non urban:
   
   Designated establishments for Victoria:
   Before the item for “Bonegilla Military Area”, insert:
   
   “Avalon Airport, Geelong 3.82 7.63”.

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**NOTE**

1. Determination 0404, as amended to date. For previous amendments see Note to Determination No. 11 of 1998 and see also Determination Nos. 11 and 34 of 1998.
EXPLANATORY STATEMENT

Defence Determination 1998/36

Defence Act 1903

Determination 0404, Isolated Establishment Allowance (the Principal Determination), authorises the payment of Isolated Establishment Allowance (IEA) to members of the Australian Defence Force (ADF). The Allowance provides compensation to members for the disability occasioned by the ADF locating the place of employment beyond the urban boundary (non-urban establishments), or at civilian airports or Royal Australian Air Force airfields which are located within an urban boundary but isolated from the main urban area (urban establishments).

Defence Determination 1998/11 of 20 March 1998 substituted, among other things, a revised Schedule 1 to the Principal Determination that included only those Defence non-urban establishments to which ADF members were posted. At the time, there were no serving members at Avalon Airport, Victoria.

This Determination makes the appropriate amendment to the Principal Determination to specify Avalon Airport, Geelong, as a Defence non-urban establishment. The rates specified are based on the current rate per kilometre used in the IEA scheme to determine the amount payable for either a single or a return journey.

The need for the amendment only recently arose when it was ascertained that a single member had been posted to Avalon Airport on 1 June 1998. Unforeseen difficulties in distributing advice about the change in entitlement for Avalon Airport had resulted in the area responsible for administering the member’s position at Avalon Airport not being aware of the change until late September 1998.

Therefore, in the interests of equity and avoiding any detriment to the member, the amendment made by this Determination commences from the date of the member’s posting to Avalon Airport.

The factors that contributed to the delay have subsequently been identified, with arrangements being put in place to avoid delays of this kind in the future and to assist in the timely distribution of information across the Defence Organisation.

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