



COMMONWEALTH OF AUSTRALIA

DECLARATION AND DETERMINATION UNDER THE AUSTRALIAN SERVICE MEDAL REGULATIONS

I, **PHILIP MICHAEL JEFFERY**, Governor-General of the Commonwealth of Australia, pursuant to the Australian Service Medal Regulations contained in the Schedule to Letters Patent dated 13 September 1988, ("the Regulations") on the recommendation of the Minister for Defence, **hereby:**

- (a) **revoke** the Declaration and Determination made on 15 December 2004 under regulation 3 and subregulation 4(2) respectively of the Regulations;
- (b) **declare**, under regulation 3 of the Regulations, non-warlike operations in which members of the Australian Defence Force who render service in the area comprising East Timor and the sea adjacent to East Timor out to a distance of 12 nautical miles from the low water mark with the forces known as:
 - (i) humanitarian activities that commenced on 30 August 1975 and ended on 30 October 1975;
 - (ii) Operation 'Faber' – the Australian Defence Force contribution to the United Nations Mission in support of East Timor that commenced on 19 June 1999 and ended on 15 September 1999;
 - (iii) Defence Cooperation Program activities that commenced on 1 January 2001 and ended on 11 May 2006;
 - (iv) Operation 'Citadel' – the Australian Defence Force contribution to the United Nations Mission of support in East Timor that commenced on 18 August 2003 and ended on 11 May 2006;
 - (v) Operation 'Spire' – the Australian Defence Force contribution to the United Nations Mission of support in East Timor that commenced on 20 May 2004 and ended on 11 May 2006; and

- (vi) Operation 'Chiron' – the Australian Defence Force contribution to the United Nations Special Political Mission to East Timor (the United Nations Office in East Timor) that commenced on 20 May 2005 and ended on 11 May 2006;

to be a *prescribed operation* for the purposes of the Regulations;

- (c) **determine**, under subregulation 4(2) of the Regulations, that the conditions for award of the Australian Service Medal with Clasp 'EAST TIMOR' ("the Medal") for that *prescribed operation* are:

- (i) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* for a *prescribed period*;
- (ii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member for a *prescribed period*, as part of the contribution of a foreign Defence Force on an approved third country deployment to the *prescribed operation* while on secondment or exchange with the foreign Defence Force;
- (iii) the Medal may be awarded to a member of the Australian Defence Force who rendered assigned service as such a member of the Australian element for duty to the *prescribed operation* and who completed a *prescribed number of sorties* within the duration of the *prescribed operation*;
- (iv) for the period that commenced on 19 June 1999 and ended on 17 August 2003, the Medal may be awarded to a member of the Australian Defence Force who rendered service as such a member for official visits, inspections or other occurrences of a temporary nature with the military contribution in the *prescribed operation*;
- (v) the Medal may be awarded to a person who rendered assigned service as part of the Australian element of the *prescribed operation*, and who, in accordance with a determination made by the Minister under paragraph 4(4)(b) of the Regulations, is in a class of persons who may be awarded the Medal;
- (vi) in this paragraph "*prescribed period*" for the *prescribed operation* at subparagraphs b(i), b(ii), b(iii), b(iv), b(v), and b(vi) means, in relation to subparagraphs c(i), c(ii), c(iv), and c(v) a period of not less than an aggregate of 30 days;

- (vii) in this paragraph "*prescribed number of sorties*" within the duration of the *prescribed operation* at subparagraphs b(i), b(ii), b(iii), b(iv), b(v), and b(vi) means, in relation to subparagraphs c(iii) and c(v) 30 sorties from a unit force assigned to the *prescribed operation*, provided that those sorties were conducted over a period of not less than an aggregate of 30 days at a rate of one sortie per day;

PROVIDED THAT where a member does not complete the *prescribed period* for the award of the Medal required by subparagraphs (c)(i), (c)(ii), (c)(iii) or c(iv) owing to his or her death or evacuation due to illness, injury or other disability due to service, the member will be deemed to have completed that *prescribed period*.

- (d) **determine**, for the purposes of this determination, that where an entitlement exists to the Australian Active Service Medal (AASM) with Clasp 'EAST TIMOR' for service prior to 18 August 2003, a person is not eligible for an award of the Medal where the entitlement to the Medal arises from the same rotation deployment as gave rise to the entitlement for the AASM with Clasp 'EAST TIMOR', and includes the same posting or period of service with the prescribed operation.

Dated *16 September* 2006



Governor-General

By His Excellency's Command



BRUCE BILLSON
Minister for Veterans' Affairs
For the Minister for Defence