

DEFENCE FORCE REMUNERATION TRIBUNAL

DETERMINATION NO. 9 OF 2010

SEPARATION ALLOWANCE AND

SPECIAL FORCES DISABILITY ALLOWANCE - AMENDMENTS

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 date of signature.

Amendment

2.1 Determination No. 21 of 2006, Separation Allowance, as amended, is amended as set out in Part B of this Determination.

2.2 Determination No. 5 of 2008, Special Forces Disability Allowance, as amended, is amended as set out in Part C of this Determination.

PART B – Amendment of Determination No. 21 of 2006, Separation Allowance

Clause 4 (Definitions and interpretation), definition of *member with dependants*

3. Substitute:

Member with dependants	Has the meaning given in Division 2 of Part 3 of Chapter 1 of Defence Determination 2005/15, as amended from time to time.
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Clause 4 (Definitions and interpretation), definition of *member with dependants (unaccompanied)*

4. Substitute:

Member with dependants (unaccompanied)	Has the meaning given in Division 2 of Part 3 of Chapter 1 of Defence Determination 2005/15, as amended from time to time.
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Subclause 5.1 (Member eligible for separation allowance), paragraph c. of table item 1

5. Substitute:

“c. an amount in column 4 of item 1, 2, 3, 4, 5, 7, 9, 10, 11 or 12 of Schedule 1 of Special Forces Disability Allowance”

PART C – Amendment of Determination No. 5 of 2008, Special Forces Disability Allowance

Clause 4 (Definitions)

6. Substitute the table with the table in the Attachment to this Determination.

Clause 8 (Member on Reserve service)

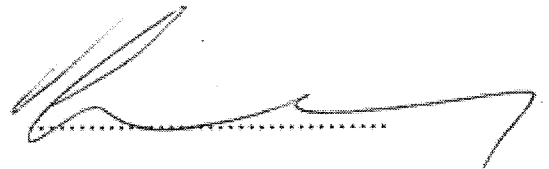
7. Substitute:

“A qualified SAS member or qualified commando who is on Reserve service is to be paid the daily rate of allowance listed in column 5 in the row that corresponds to the item for the member's position in column 2 of Schedule 1, for each day or part day that the member performs duty in any of the following units:

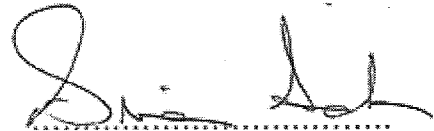
- (a) Special Forces Training Centre
- (b) 1 CDO REGT
- (c) 2 CDO REGT
- (d) SASR”

Dated this seventeenth day of October two thousand and ten.

The Honourable P L Leary
President

A handwritten signature in black ink, appearing to read 'P L Leary', written over a horizontal dotted line.

Rear Admiral B L Adams, AO (Ret'd)
Member

A handwritten signature in black ink, appearing to read 'B L Adams', written over a horizontal dotted line.

Attachment

Term	Definition
1 CDO REGT	Means the 1 st Commando Regiment.
2 CDO REGT	Means the 2 nd Commando Regiment.
CDF	Means the Chief of the Defence Force.
Commando Reinforcement	Means a member who meets both the following conditions. a. The member has successfully completed Commando initial training. b. The member has commenced the commando reinforcement training.
designated Special Forces position	Means a position that is designated by the CDF as a Special Forces position.
member of Special Forces Signals Squadron	Means a member of 126 Signals Squadron, 152 Signals Squadron or 301 Signals Squadron who meets both the following conditions. a. The member is not a qualified Special Forces member. b. The member has successfully completed the Special Forces signals course.
member on designated special duty	Means a member for whom both the following conditions are met. a. The member is posted or assigned for duty for a period on a special operation designated by the CDF. b. The CDF is satisfied that the threat level and hazards of the operation are not comprehended in any other allowance, including special forces disability allowance, which would otherwise be payable to the member for that period.
qualified commando	Means a member who meets both the following conditions. a. The member has successfully completed commando reinforcement training. b. The member is performing duty in a designated special forces position.
qualified SAS member	Means a member who meets both the following conditions. a. The member has successfully completed SAS reinforcement training. b. The member is performing duty in a designated special forces position.
SASR	Means the Special Air Service Regiment.
SAS Reinforcement	Means a member who meets both the following conditions. a. The member has successfully completed the SASR initial training. b. The member has commenced SAS reinforcement training.
SOCOMD	Means Special Operations Command.
Special Forces Training Centre Instructor	Means a qualified SAS member or qualified commando employed at Special Forces Training Centre.
support member	Means a member who CDF determines is subject to both the following requirements. a. The member is required to perform duty as on-line support for SOCOMD activities. b. The member is on continuous short notice to move.
TAG East	Means the Tactical Assault Group (counter-terrorist company) of 2 CDO REGT.
TAG West	Means the counter-terrorist capability of the SASR.