



# Defence Force Remuneration Tribunal Determination No. 10 of 2023, ADF allowances – Clearance divers – amendment

The Defence Force Remuneration Tribunal, make this Determination under section 58H of the  
*Defence Act 1903*.

Dated 20 June 2023

Ingrid Asbury  
President

.....

Adrian Morris  
Member

.....

Major General Gerard Fogarty, AO Rtd  
Member

.....



## 1 Name

1. This Determination is Defence Force Remuneration Tribunal Determination No. 10 of 2023, ADF allowances – Clearance divers – amendment
2. This Determination may also be cited as DFRT Determination No. 10 of 2023.

## 2 Commencement

Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information	
Column 1	Column 2
Provisions	Commencement
1. The whole of this instrument	25 May 2023.

**Note:** This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

## 3 Authority

This instrument is made under section 58H of the *Defence Act 1903*.

## 4 Schedules

1. Defence Force Remuneration Tribunal Determination No. 11 of 2013, *ADF allowances*, as amended,<sup>1</sup> is amended as set out in Schedule 1 of this Determination.

---

## NOTE

Defence Force Remuneration Tribunal Determination No. 11 of 2013, *ADF allowances*, as amended by DFRT Determinations Nos. 4, 5, 7 and 9 of 2023.

**Schedule 1—Clearance divers – amendment**  
**DFRT Determination No. 11 of 2013, ADF allowances**

**1 Section B.14.7 (table)**

Repeal the table, substitute:

<b>Item</b>	<b>A member who has met the conditions of eligibility under...</b>	<b>and is posted to...</b>	<b>is to be paid...</b>
1.	B.14.4.1	a. A Clearance diving team.	the annual rate listed for item 55, table 1 in Part F of this Determination.
		b. One of the following. i. A Mine Hunter Coastal Unit. ii. An Explosive ordnance disposal or improvised explosive device disposal response team. iii. An Overseas exchange diving position in the United Kingdom	the annual rate listed for item 41, table 1 in Part F of this Determination.
		c. One of the following. i. RAN diving school as an instructor. ii. Defence Explosive Ordnance Training School as an instructor	The annual rate listed for item 86 table 1 in Part F of this Determination.
2.	B.14.4.2	One of the following. a. Australian Mine Warfare and Clearance Diving Task Group. b. A Clearance diving support position.	the annual rate listed for item 5, table 1 in Part F of this Determination.
3.	B.14.4.5.a	A Clearance diver trainee position	the annual rate listed for item 21, table 1 in Part F of this Determination.
4.	B.14.4.6.a	A Clearance diver operations support medic position	the annual rate listed for item 76, table 1 in Part F of this Determination.

**2 Subsection B.14.8.1 (table)**

Repeal the table, substitute:

<b>Item</b>	<b>A member who has met the conditions of eligibility under...</b>	<b>and is required to perform duties that are similar to those performed in...</b>	<b>is to be paid...</b>
-------------	--	--	-------------------------

1.	B.14.4.3	a. A Clearance diving team.	the daily rate listed for item 58, table 1 in Part F of this Determination.
		b. One of the following. i. A Mine Hunter Coastal Unit. ii. An Explosive ordnance disposal or improvised explosive device disposal response team.	the daily rate listed for item 50, table 1 in Part F of this Determination.
		c. One of the following. i. RAN diving school as an instructor ii. Defence Explosive Ordnance Training School as an instructor	the daily rate listed for item 87, table 1 in Part F of this Determination.
2.	B.14.4.4	One of the following. a. An Australian Mine Warfare and Clearance Diving Task Group position. b. A Clearance diving support position.	the daily rate listed for item 53, table 1 in Part F of this Determination.
3.	B.14.4.5.b	A Clearance diver trainee position	the daily rate listed for item 26, table 1 in Part F of this Determination.
4.	B.14.4.6.b	A Clearance diver operations support medic position	the daily rate listed for item 77, table 1 in Part F of this Determination.

**3 PART F – ALLOWANCE RATES (table 1, table item 41)**

Repeal the table item, substitute:

41.	Clearance diver allowance under any of the following. a. section B.14.7, table item 1.b.i b. section B.14.7, table item 1.b.ii c. section B.14.7, table item 1.b.iii	\$17,962
-----	---	----------

**4 PART F – ALLOWANCE RATES (table 1, table item 50)**

Repeal the table item, substitute:

50.	Clearance diver allowance under any of the following. a. section B.14.8, table item 1.b.i b. section B.14.8, table item 1.b.ii	\$49.21
-----	--	---------

**5 At the end of PART F – ALLOWANCE RATES (table 1)**

Add:

86.	Clearance diver allowance under any of the following. a. section B.14.7, table item 1.c.i b. section B.14.7, table item 1.c.ii	\$22,031
87.	Clearance diver allowance under any of the following. a. section B.14.8, table item 1.c.i b. section B.14.8, table item 1.c.ii	\$60.36

# EXPLANATORY STATEMENT

## Defence Force Remuneration Tribunal Determination No. 10 of 2023, ADF allowances – Clearance divers – amendment

This Determination amends Defence Force Remuneration Tribunal (DFRT) Determination No. 11 of 2013, ADF allowances (the Principal Determination), made under section 58H of the *Defence Act 1903* (the Act) and in accordance with subsection 33(3) of the *Acts Interpretation Act 1901* (AIA Act). The Principal Determination sets out provisions dealing with salary for members of the Australian Defence Force (ADF).

The purpose of this Determination is to amend the Principal Determination to provide the annual and daily rate of clearance diver allowance for members posted to a position in RAN diving school or as a Defence Explosive Ordnances Training School Instructor.

Section 1 of this Determination sets out the manner in which this Determination may be cited.

Section 2 of this Determination provides that the Determination commences on date of signature.

Section 3 provides that this instrument has authority under section 58H of the *Defence Act 1903*.

Section 4 provides that each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

### Schedule 1—Clearance divers – amendment

Section 1 repeals and substitute the table in section B.14.7 of the Principal Determination which provides the annual rate of clearance diver allowance. The table has been amended to provide the annual rate of clearance diver allowance for a member posted to RAN diving school or a Defence Explosive Ordnances Training School as an instructor.

Section 2 repeals and substitute the table in subsection B.14.8.1 of the Principal Determination which provides the daily rate of clearance diver allowance. The table has been amended to provide the daily rate of clearance diver allowance for a member posted to RAN diving school or a Defence Explosive Ordnances Training School as an instructor.

Sections 3 to 5 amends table 1 of Part F of the Principal Determination which provides rates for the allowances which are payable under the Principal Determination. Table 1 has been amended as following.

- Sections 3 and 4 amend table items 41 and 50 to update cross references as a consequence of the changes made by sections 1 and 2 of this Determination.
- Section 5 inserts table items 86 and 87 to provide the annual and daily rate of clearance diver allowance that applies to a member posted to a posted to RAN diving school or a Defence Explosive Ordnances Training School as an instructor.

**Authority:** Section 58H of the  
*Defence Act 1903*