Commonwealth Coat of Arms

Military Rehabilitation and Compensation (Warlike Service) Determination 2019

made under paragraph 6(1)(a) of the   
*Military Rehabilitation and Compensation Act 2004.*

**Compilation No. 3**

**Compilation date: 2 April 2022**

**Includes amendments up to: F2022L00495**

**About this compilation**

**This compilation**

This is a compilation of the Military Rehabilitation and Compensation (Warlike Service) Determination 2019 that shows the text of the law as amended and in force on 2 April 2022 (the ***compilation date***).

The notes at the end of this compilation (the ***endnotes***) include information about amending laws and the amendment history of provisions of the compiled law.

**Uncommenced amendments**

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register (www.legislation.gov.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

**Application, saving and transitional provisions for provisions and amendments**

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

**Modifications**

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

**Self‑repealing provisions**

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

Contents

Name 1

Authority 1

Schedules  1

Definitions 1

Warlike service  1

Schedule 1 – Warlike service 2

**Endnotes 6**

1 Name

This instrument is the *Military Rehabilitation and Compensation (Warlike Service) Determination 2019*.

3 Authority

This instrument is made under paragraph 6(1)(a) of the *Military Rehabilitation and Compensation Act 2004*.

5 Definitions

In this instrument:

***Act*** means the *Military Rehabilitation and Compensation Act 2004*.

***ADF*** means the Australian Defence Force (within the meaning of the *Defence Act 1903*).

***NATO*** means the North Atlantic Treaty Organization.

6 Warlike service

Schedule 1 specifies service with the Defence Force that is Warlike service for the purposes of the Act.

Schedule 1—Warlike service

1 Warlike service

For the purposes of paragraph 6(1)(a) of the Act, service with the Defence Force in an operation mentioned in an item of the following table is warlike service for the purposes of the Act if the service:

(a) is in an area of operation mentioned in the item; and

(b) occurs during a period mentioned in the item.

| Warlike service | | | | |
| --- | --- | --- | --- | --- |
| Item | Name of operation | Nature of operation | Area of operation | Period |
| 1 | Enduring Freedom—Afghanistan | US Global War on Terror | Afghanistan and its superjacent airspace | 7 October 2001 – 31 December 2014 |
| 2 | Slipper | ADF contribution to the International Coalition against Terrorism | The area bounded by the following geographical coordinates:  (a) 48°00′N 81°00′E;  (b) 48°00′N 35°00′E;  (c) 12°00′N 35°00′E;  (d) 12°00′N 81°00′E | 11 October 2001 – 30 July 2009 |
| 2A | Slipper | ADF contribution to the International Coalition against Terrorism | The area bounded by the following geographical coordinates:  (a) 39°00′N 78°00′E;  (b) 39°00′N 32°00′E;  (c) 05°00′S 32°00′E;  (d) 05°00′S 78°00′E | 31 July 2009 – 19 February 2012 |
| 2B | Slipper | ADF contribution to the International Coalition against Terrorism | The area bounded by the following geographical coordinates:  (a) 39°00′N 32°00′E;  (b) 39°00′N 78°00′E;  (c) 23°00′N 78°00′E;  (d) 23°00′N 68°00′E;  (e) 11°00′S 68°00′E;  (f) 11°00′S 38°00′E;  (g) 17°00′N 38°00′E;  (h) 17°00′N 32°00′E | 20 February 2012 – 30 June 2014 |
| 2C | Slipper | ADF contribution to the International Coalition against Terrorism | Afghanistan and its superjacent airspace | 1 July 2014 –  31 December 2014 |
| 3 | Ariki | New Zealand contribution to Operation Enduring Freedom—Afghanistan and the International Security Assistance Force mission in Afghanistan | Afghanistan and its superjacent airspace | 1 December 2001 –  31 December 2014 |
| 4 | Palate | ADF support to the United Nations Assistance Mission in Afghanistan | Afghanistan | 18 April 2003 – 5 July 2004 |
| 5 | Catalyst | ADF contribution in support of the US‑led coalition operations in Iraq in order to support the Australian whole‑of‑government effort to assist with the rehabilitation of Iraq and to remove the threat posed to global security by Iraq’s weapons of mass destruction capability | The total land areas, territorial waters, internal waterways and superjacent airspace boundaries of Iraq, Kuwait, Bahrain, Qatar, United Arab Emirates, Saudi Arabia (north of latitude 23°00′N), the Persian Gulf and the Strait of Hormuz | 16 July 2003 – 31 July 2009 |
| 6 | Athena | Canadian contribution to the International Security Assistance Force mission in Afghanistan | Afghanistan and its superjacent airspace | 17 July 2003 – 31 December 2014 |
| 7 | International Security Assistance Force | NATO‑led security mission in Afghanistan | Afghanistan and its superjacent airspace | 11 August 2003 – 31 December 2014 |
| 8 | Herrick | United Kingdom contribution to the International Security Assistance Force mission in Afghanistan | Afghanistan and its superjacent airspace | 1 September 2004 – 31 December 2014 |
| 9 | Palate II | ADF support to the United Nations Assistance Mission in Afghanistan | Afghanistan | 27 June 2005 –  10 March 2017 |
| 10 | Paladin | ADF contribution to the United Nations Truce Supervision Organization | Southern Lebanon bounded by  33°12′N 35°12′E, 33°10′N 35°20′E, 33°19′N 35°25′E, on the Litani River, then along the Litani River to 33°25′N 35°37′E, 33°22′N 35°49′E, on the Syria‑Lebanon border, then south to the junction of the Syria‑Lebanon‑Israel border, then east along the Lebanon‑Israel border to the coast, then north along the coast to 33°12′N 35°12′E | 12 July 2006 – 14 August 2006 |
| 11 | Riverbank | ADF support to the United Nations Assistance Mission in Iraq | Iraq | 21 July 2008 –  14 December 2013 |
| 12 | Kruger | ADF contribution to the provision of security to the Australian Embassy in Iraq | Iraq | 1 January 2009 – 9 August 2011 |
| 13 |  | ADF contribution to the NATO no‑fly zone and maritime enforcement operation against Libya | Libya and its territorial waters and superjacent airspace | 31 March 2011 – 31 October 2011 |
| 14 | Okra | ADF contribution to the Iraq crisis | The land area, territorial waters and superjacent airspace of Iraq | 9 August 2014 – 8 September 2015 |
| 14A | Okra | ADF contribution to the Iraq and Syria crisis | The land area, territorial waters and superjacent airspace of Iraq and Syria | On and after 9 September 2015 |
| 15 | Highroad | ADF contribution to the NATO‑led Resolute Support Mission in Afghanistan | Afghanistan and its superjacent airspace | 1 January 2015 – 8 October 2021 |
| 16 | Augury | Supporting the ADF’s understanding of Islamist terrorist threats to Australia and the region | Afghanistan and its superjacent airspace | On and after 28 April 2016 |
| 16A | Augury | Supporting the ADF’s understanding of Islamist terrorist threats to Australia and the region. | The land territory and superjacent airspace of Iraq and Syria. | On and after  1 December 2020 |
| 17 | Steadfast | ADF contribution to the NATO Mission in Iraq | The land area, territorial waters and superjacent airspace of Iraq. | On and after  10 September 2018 |
| 18 | Orenda | ADF contribution to the United Nations Multidimensional Integrated Stabilization Mission in Mali. | The land area and superjacent airspace of the Republic of Mali. | On and after  1 April 2020 |

Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

**Abbreviation key—Endnote 2**

The abbreviation key sets out abbreviations that may be used in the endnotes.

**Legislation history and amendment history—Endnotes 3 and 4**

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

**Misdescribed amendments**

A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.

Endnote 2—Abbreviation key

|  |  |
| --- | --- |
|  | o = order(s) |
| ad = added or inserted | Ord = Ordinance |
| am = amended | orig = original |
| amdt = amendment | par = paragraph(s)/subparagraph(s) |
| c = clause(s) | /sub‑subparagraph(s) |
| C[x] = Compilation No. x | pres = present |
| Ch = Chapter(s) | prev = previous |
| def = definition(s) | (prev…) = previously |
| Dict = Dictionary | Pt = Part(s) |
| disallowed = disallowed by Parliament | r = regulation(s)/rule(s) |
| Div = Division(s) |  |
| exp = expires/expired or ceases/ceased to have | reloc = relocated |
| effect | renum = renumbered |
| F = Federal Register of Legislation | rep = repealed |
| gaz = gazette | rs = repealed and substituted |
| LA = *Legislation Act 2003* | s = section(s)/subsection(s) |
| LIA = *Legislative Instruments Act 2003* | Sch = Schedule(s) |
| (md) = misdescribed amendment can be given | Sdiv = Subdivision(s) |
| effect | SLI = Select Legislative Instrument |
| (md not incorp) = misdescribed amendment | SR = Statutory Rules |
| cannot be given effect | Sub‑Ch = Sub‑Chapter(s) |
| mod = modified/modification | SubPt = Subpart(s) |
| No. = Number(s) | underlining = whole or part not |
|  | commenced or to be commenced |

Endnote 3—Legislation history

| Name | Registration | Commencement | Application, saving and transitional provisions |
| --- | --- | --- | --- |
| Military Rehabilitation and Compensation (Warlike Service) Determination 2019 | 16 September 2019 (F2019L01198) | 17 September 2019 |  |
| Military Rehabilitation and Compensation (Warlike Service) Amendment Determination 2020 (No.1) | 22 May 2020 (F2020L00600) | 23 May 2020 |  |
| Military Rehabilitation and Compensation (Warlike Service) Amendment Determination 2021 (No.1) | 14 April 2021 (F2021L00434) | 15 April 2021 |  |
| Military Rehabilitation and Compensation (Warlike Service) Amendment Determination 2022 (No.1) | 1 April 2022 (F2022L00495) | 2 April 2022 |  |

Endnote 4—Amendment history

| Provision affected | How affected |
| --- | --- |
| s2 | rep LA s48D. |
| s4 | rep LA s48C. |
| s6 | am F2020L00600, F2021L00434 and F2022L00495. |