



Defence Determination, Conditions of service Amendment (Miscellaneous amendments) Determination 2021 (No. 16)

I, FIONA LOUISE McSPEERIN, Assistant Secretary, People Policy and Employment Conditions, make the following Determination under section 58B of the *Defence Act 1903*.

Dated 12 August 2021

F L McSPEERIN
Fiona Louise McSpeerin
Assistant Secretary
People Policy and Employment Conditions
Defence People Group

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1 Name

This instrument is the *Defence Determination, Conditions of service Amendment (Miscellaneous amendments) Determination 2021 (No. 16)*.

2 Commencement

1. 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	Column 3
Provisions	Commencement	Date/Details
1. Sections 1 to 4	The day after the instrument is registered	
2. Schedules 1 to 7	A day to be fixed by Assistant Secretary People Policy and Employment Conditions by notifiable instrument. If the provisions do not commence within the period of 12 months beginning on the day after this instrument is registered, the provisions are repealed on the day after the end of that period.	

Note: This table relates only to the provisions of this instrument as originally made.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.

2. Any information in column 3 of the table is no part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

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

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

5 Application

In Schedules 1 to 6 of this Determination the following apply.

Example also includes reference to non-example.

See note also includes reference to see also, related information, relevant information and authority.

Schedule 1—Miscellaneous amendments – Chapter 2

Defence Determination 2016/19, Conditions of service

- 1** **Section 2.0.1 (Overview)**
Omit the section.
- 2** **Section 2.1.1 (Overview)**
Omit the section.
- 3** **Chapter 2 Part 1 Division 1 (Benefits for applicants), title**
Omit the title.
- 4** **Section 2.1.3 (Purpose)**
Omit “The purpose of this Division is to provide”, substitute “This Part provides”.
- 5** **Chapter 2 Part 1 Division 2 (Information for new recruits)**
Omit the Division.
- 6** **Chapter 2 Part 1 Division 3 (Superannuation)**
Omit the Division.
- 7** **Section 2.3.1 (Overview)**
Omit the section.
- 8** **Section 2.3.5 (Benefit), see notes**
Omit wherever occurring the see notes.
- 9** **Paragraph 2.3.5.1.a (Benefit)**
After “long service leave”, insert “under Chapter 5 Part 5”.
- 10** **Paragraph 2.3.5.1.c (Benefit), note**
Omit the note.

- 11 Paragraph 2.3.5.5.b (Benefit)**
Omit the paragraph.
- 12 Section 2.3.7 (Amount repayable if member continues service), note**
Omit the note.
- 13 Paragraph 2.3.13.1.b (Gratuity for certain fixed tenure appointment officers and others), note**
Omit the note.
- 14 Subsection 2.3.18.1 (Repayment if a member rejoins), example**
Omit the example.
- 15 Section 2.3.19 (Related provisions of the DFRDB Act)**
Omit the section.
- 16 Paragraph 2.3.23.1.a (Amount of special benefit), table item 2**
Omit the see note.
- 17 Subsection 2.3.27.1 (Benefits during additional transition), see notes**
Omit wherever occurring the see notes.
- 18 Paragraph 2.3.27.1.b (Benefits during additional transition)**
After "Removal", insert "under Chapter 6".
- 19 Paragraph 2.3.27.1.c (Benefits during additional transition)**
After "assistance", insert "under Chapter 7".

Schedule 2—Miscellaneous amendments – Chapter 3

Defence Determination 2016/19, Conditions of service

- 1 **Section 3.0.1 (Overview)**
Omit the section.

- 2 **Chapter 3 Part 1 (Salaries)**
Omit the Part.

- 3 **Subsection 3.2.1.2 (Overview), see note**
Omit the see note.

- 4 **Section 3.2.9 (Death or presumed death of member), related information**
Omit the related information.

- 5 **Section 3.2.13 (Reserve member taken to be attending for duty), table item 2**
Omit the example.

- 6 **Section 3.2.14 (Reserve member attending for duty in special circumstances), examples**
Omit wherever occurring the examples.

- 7 **Section 3.2.15 (Reserve Assistance Program attendance), see notes**
Omit wherever occurring the see notes.

- 8 **Section 3.2.23 (Member with previous service — commencement salary), examples**
Omit wherever occurring the examples.

- 9 **Subsection 3.2.23.1 (Member with previous service — commencement salary)**
Omit the subsection, substitute:
 1. In this section, **relevant military service** means service that meets all of the following.
 - a. That was in any of the following.
 - i. The ADF.
 - ii. The forces of a Commonwealth country.

- iii. The United States of America.
 - b. It is relevant to the kind of work the member enlisted or is appointed to do.
 - c. It was performed at a rank equivalent to the rank the member enlisted or is appointed to, or at a higher rank, or a rank the CDF had declared is equivalent.

- 10 Subsection 3.2.24.2 (Recognition of service in the Reserves), see note**
Omit the see note.

- 11 Subsection 3.2.24.2 (Recognition of service in the Reserves), example**
Omit the example.

- 12 Subsection 3.2.25.1 (Salary — member undergoing recategorisation training), see note**
Omit the see note.

- 13 Section 3.2.26 (Salary rate for training — start and advancement dates), see notes**
Omit wherever occurring the see notes.

- 14 Subsection 3.2.26.3 (Salary rate for training — start and advancement dates), examples**
Omit the examples.

- 15 Section 3.2.29 (Member this Division does not apply to)**
After “rate of salary”, insert “under Division 4 or Division 4A”.

- 16 Section 3.2.29 (Member this Division does not apply to), see note**
Omit the see note.

- 17 Section 3.2.30 (Increment advancement), see notes**
Omit wherever occurring see notes.

- 18 Section 3.2.34 (Effect of pay increases on increments), example**
Omit the example.

- 19 Section 3.2.35 (Effect of pay grade changes on increments), example**
Omit the example.
- 20 Section 3.2.36 (Promotion after previous service at temporary or acting rank), examples**
Omit wherever occurring the examples.
- 21 Section 3.2.41 (Chaplain, Maritime Spiritual Wellbeing Officers and dental officers — increment advancement, promotion and advancement), examples**
Omit wherever occurring the examples.
- 22 Subsection 3.2.41.5 (Chaplain, Maritime Spiritual Wellbeing Officers and dental officers — increment advancement, promotion and advancement), see note**
Omit the see note.
- 23 Subsection 3.2.43.3 (Legal Officers — increment advancement and promotion), see note**
Omit the see note.
- 24 Subsection 3.2.45.4 (Dental levels — dental officer), see note**
Omit the see note.
- 25 Subsection 3.2.47K.5 (Entry placement — member in the Air Force who is not an aviation specialist), table column 4**
Omit the see note.
- 26 Subsection 3.2.47Q.2 (Increment on rank reduction), note**
Omit the note, substitute:
3. To avoid doubt, if an Officer Aviation member in the Air Force has their rank reduced under paragraph 14(1)(d) of the Defence Regulation, the member continues to hold the Officer Aviation increment the member held immediately before the reduction in rank.
- 27 Section 3.2.48 (Purpose), note**
Omit the note.

- 28 Section 3.2.48 (Purpose), see note**
Omit the see note.
- 29 Section 3.2.50 (Member this Division applies to)**
Omit “otherwise reduce”, substitute “be reduced”.
- 30 Paragraph 3.2.50.e (Member this Division applies to), see notes**
Omit wherever occurring the see notes.
- 31 Paragraph 3.2.51.g (Member this Division does not apply to)**
After the section, insert:
h. An Other Rank member on appointment and commissioning.
- 32 Section 3.2.52 (Salary non-reduction period), see notes**
Omit wherever occurring the see notes.
- 33 Subsection 3.2.53.2 (Service during salary non-reduction period to count for certain purposes), see note**
Omit the see note.
- 34 Paragraph 3.2.56.3.b (Non-reduction supplement for Other Rank members), example**
Omit the example.
- 35 Paragraph 3.2.57.1.a (Non-reduction supplement for Other Rank members of the Reserves), see note**
Omit the see note.
- 36 Paragraph 3.2.57.3.b (Non-reduction supplement for Other Rank members of the Reserves), example**
Omit the example.
- 37 Subsection 3.2.58.3 (Movement between Reserve service and continuous full-time service), note**
Omit the note.

38 Chapter 3 Part 3 (Salary packaging)

Omit the Part.

39 Section 3.4.1 (Overview)

Omit the section, substitute:

3.4.1 Purpose

This Part sets out the recovery of benefits when a member has received more than what they are eligible for.

40 Section 3.4.2 (Overpayment), examples

Omit wherever occurring the examples.

41 Chapter 3 Part 5 (Retention and completion benefits), title

After the title, insert:

Division 1: General provisions

42 Section 3.5.1 (Overview)

Omit the section, substitute:

3.5.1 Purpose

This Part provides retention and completion bonuses to retain members with the relevant skills and capability critical to the ADF.

43 Section 3.5.6 (Member eligible for a bonus), see notes

Omit wherever occurring the see notes.

44 Subparagraph 3.5.7.c.ii (Member who is not eligible for a bonus)

After “retirement age”, insert “under paragraph 23(2)(b) of the Defence Regulation”.

45 Subparagraph 3.5.7.c.ii (Member who is not eligible for a bonus), see note

Omit the see note.

46 Paragraph 3.5.8.1.b (Offer of a bonus), note

Omit the note, substitute:

- 1A. The period of service determined under subsection 1 must not include any past period of service.

47 Subsection 3.5.8.2 (Offer of a bonus)

Omit "positions".

48 Subsection 3.5.10.3 (Effective service for the purpose of the bonus), table

Omit the examples.

49 Subsection 3.5.11.2 (How the offer is accepted), see notes

Omit wherever occurring the see notes.

50 Paragraph 3.5.12.2.b (Transfer in from another bonus)

Omit the paragraph, substitute:

- b. Subject to paragraph c, the member will receive an amount calculated using the following formula for the period they have completed under the other scheme if all of the following are met.
- i. The other scheme is a completion bonus.
 - ii. The member will not complete the agreed period of service under the other scheme.

$$\text{payment amount} = \frac{A - B}{(365 \times C) + D} \times E$$

Where:

- A** is the number of calendar days in the following period.
- a. Starting on the day the member is taken to start their undertaking to serve under the other scheme.
 - b. Ending on the day before the date the member ceases to serve under the other scheme.
- B** is the number of days of ineffective service in the period under **A**.
- C** is the number of years in the period.
- D** is the number of leap years in the period.
- E** is the bonus amount the member would have received under the other scheme.

51 Section 3.5.13 (Payment of the bonus), see note

Omit the see note.

52 Subsection 3.5.14D.1 (Offer of a Reserve capability payment)

Omit subsection, substitute:

1. A member of the Reserves may be offered a payment under this section if the CDF is satisfied that all of the following apply.
 - a. There is a capability gap.
 - b. The member meets all of the conditions required for the duty to be performed in connection with the capability gap.
 - c. The member is able to complete the period of duty required within their period of service.

Note: Permission to serve beyond the member's period of service needs to be granted before an offer of period of duty for Reserve capability payment is made.

53 Subsection 3.5.14F.2 (Cessation of the Reserve capability payment), table

Omit wherever occurring the examples.

54 Subsection 3.5.14I.2 (Payment of the bonus)

Omit the subsection, substitute:

2. The CDF may extend the period under paragraph 1.b up to a maximum of one year if all of the following apply.
 - a. The member has not met the criteria under paragraph 1.a or paragraph 1.c.
 - b. The member has not completed the period specified under paragraph 1.b.

55 Paragraph 3.5.66.1.d (Member who is eligible for a retention bonus under this Division), see note

Omit the see note.

56 Section 3.5.69 (How to accept the offer of a retention bonus), see notes

Omit wherever occurring the see notes.

57 Paragraph 3.5.69.1.c (How to accept the offer of a retention bonus), example

Omit the example.

58 Subsection 3.5.70.1 (Service that counts towards a member’s retention bonus), note

Omit the note.

59 Subsection 3.5.70.3 (Service that counts towards a member’s retention bonus), table

Omit wherever occurring the examples.

60 Subsection 3.5.70.3 (Service that counts towards a member’s retention bonus), see note

Omit the see note.

61 Subsection 3.5.71.2 (Payment of the retention bonus), see note

Omit the see note.

62 Subsection 3.5.71.6 (Payment of the retention bonus), example

Omit the example.

63 Paragraph 3.5.72.1.a (Repayment), example

Omit the example.

64 Subsection 3.5.72.3 (Repayment)

After the subsection, insert:

4. The repayment amount under subsection 3 is calculated using the following formula.

$$\text{repayment amount} = \frac{A - (B - C)}{A} \times D$$

Where:

- A** is the total number of days in the period that the member agreed to serve under this Division.
- B** is the number of calendar days in the following period.
- a. Starting on the day the member is taken to start their undertaking to serve under this Division.
 - b. Ending on the day before the date the member ceases to serve under this Division.
- C** is the number of days of ineffective service in the period under **B**.
- D** is the bonus amount the member would have received under the other scheme.

- 65 Section 3.5.73 (Calculating a pro rata repayment of the retention bonus)**
Omit the section.
- 66 Annex 3.5.A (Eligible members – employment categories)**
Omit the annex.
- 67 Section 3.6.1 (Overview), title**
Omit “Overview”, substitute “Purpose”.
- 68 Paragraph 3.6.3.b (Member this Part applies to), see note**
Omit the see note.
- 69 Section 3.6.4 (Situations that delay service), notes**
Omit wherever occurring the notes.
- 70 Paragraph 3.6.4.a (Situations that delay service), example**
Omit the example.
- 71 Paragraph 3.6.4.c (Situations that delay service), see notes**
Omit the see notes.
- 72 Section 3.6.6 (Deliberately differentiated offer), see notes**
Omit wherever occurring the see notes.
- 73 Subsection 3.6.6.2 (Deliberately differentiated offer), table item 6**
Omit the note.
- 74 Subsection 3.6.7.2 (How the offer is accepted), see note**
Omit the see note.

75 Subsection 3.6.8.2 (Member does not complete the period of agreed service), note

Omit the note, substitute:

3. Despite subsection 2, if the member does not complete agreed period of service in relation to a retention bonus under Chapter 3 Part 5, they may be required to repay all or part of the retention bonus.

76 Subsection 3.6.8.2 (Member does not complete the period of agreed service), see note

Omit the see note.

Schedule 3—Miscellaneous amendments – Chapter 4

Defence Determination 2016/19, Conditions of service

- 1 **Section 4.0.1 (Overview)**
Omit the section.

- 2 **Chapter 4 Part 2 (ADF allowances)**
Omit the Part.

- 3 **Chapter 4 Part 3 (Qualification and occupation-based allowances)**
Omit the Part.

- 4 **Section 4.8.1 (Overview)**
Omit the section.

- 5 **Section 4.8.5 (Member this Division applies to), see notes**
Omit the see notes.

- 6 **Subsection 4.8.7.1 (Rate of benefit), see note**
Omit the see note.

- 7 **Section 4.8.18 (Amount of payment)**
Omit the section, substitute:

4.8.18 Amount of payment

The former member is eligible for a daily payment for refresher training calculated using the following formula.

$$payment = \frac{A - B}{C}$$

Where:

- A** is the rate of salary the former member would have received, including any higher duties allowance, on the day the training course begins at the rank they held on the day before they left the ADF.

- B** is the salary, excluding overtime or penalty rates, a civilian employer would pay them on the day the training course begins.

- C** is the period of the course up to a maximum of 90 days.

- 8 Section 4.8.28 (Definitions), see note**
Omit the see note.
- 9 Paragraph 4.8.29.1.c (Member this Division applies to), see note**
Omit the see note.
- 10 Section 4.8.30 (Payment), see notes**
Omit wherever occurring the see notes.
- 11 Paragraph 4.8.30.1.b (Payment), examples**
Omit the examples.
- 12 Section 4.8.31 (Professional development activities), examples**
Omit wherever occurring the examples.
- 13 Section 4.8.32 (Calculation of the maximum), see notes**
Omit wherever occurring the see notes.
- 14 Section 4.8.32 (Calculation of the maximum), examples**
Omit wherever occurring the examples.
- 15 Section 4.9.1 (Overview)**
Omit the section.
- 16 Paragraph 4.9.3.b (Purpose), examples**
Omit the examples.
- 17 Section 4.9.4 (Definition)**
Omit the section, substitute:

4.9.4 Definitions

The definitions apply in this Division.

Commission of Inquiry means an inquiry made under the *Defence (Inquiry) Regulations 2018*.

18 Section 4.9.6 (Duties attracting a sessional fee), examples

Omit wherever occurring the examples.

19 Paragraph 4.9.6.1.c (Duties attracting a sessional fee), table item 5

Omit “Court”, substitute “Commission”.

20 Paragraph 4.9.6.1.c (Duties attracting a sessional fee), table item 5

Omit the table item, substitute:

5.	Military duty as a legal officer representing or assisting in the representation of a person, including a person who has died, before a Commission of Inquiry.
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21 Paragraph 4.9.6.1.c (Duties attracting a sessional fee), table item 6

Omit subparagraph a.iii, substitute:

- iii. Acting as an inquiry officer or as an inquiry assistance under section 11 of the *Defence (Inquiry) Regulations 2018*.

22 Paragraph 4.9.6.1.c (Duties attracting a sessional fee), table

Omit the see notes.

23 Subsection 4.9.7.2 (Sessional fee and Reserve salary), examples

Omit the examples.

24 Subsection 4.9.8.1 (Amount of sessional fee), table

Omit the see notes.

25 Paragraph 4.9.12.3.b (Rate and date of eligibility), see note

Omit the see note.

26 Subsection 4.9.16.5 (Health support allowance — Capability at short notice), example

Omit the example.

27 Section 4.9.16.6 (Health support allowance — Capability at short notice)

Omit the subsection, substitute:

6. The amount the member must repay under subsection 5 is calculated using the following formula.

$$\text{repayment amount} = \frac{A}{365} \times B$$

Where:

- A** is the number of days in the following period.
- a. Starting when the member stops being insured under a health insurance policy.
 - b. Ending one year after the member became eligible for their last health support allowance payment.
- B** is the amount of the member's last payment under this Division.

28 Subsection 4.9.21.3 (Payment following a Defence activity), example

Omit the example.

29 Paragraph 4.10.2.a (Members eligible), examples

Omit the examples.

Schedule 4—Miscellaneous amendments – Chapter 5

Defence Determination 2016/19, Conditions of service

- 1 Section 5.0.1 (Overview)**
Omit the section.
- 2 Chapter 5 Part 1 (Overview), title**
Omit “Overview”, substitute “General provisions”.
- 3 Section 5.1.2 (Leave — overview), examples**
Omit wherever occurring the examples.
- 4 Section 5.3.2 (Member this Part applies to), see note**
Omit the see note.
- 5 Paragraph 5.3.4.4.c (Medical absence without recommendation from a health professional), example**
Omit the example.
- 6 Paragraph 5.3.5.1.b (Medical absence on recommendation from a health professional), example**
Omit the example.
- 7 Subsection 5.3.5.3 (Medical absence on recommendation from a health professional), related information**
Omit “Related information”, substitute “Note”.
- 8 Subsection 5.3.6.1 (Refusal to grant a medical absence), examples**
Omit wherever occurring the examples.
- 9 Subsection 5.3.6.3 (Refusal to grant a medical absence), notes**
Omit the notes.
- 10 Paragraph 5.3.7.1.a (Granting a medical absence without an application form), see note**
Omit the see note.

- 11 Section 5.3.9 (Payment of salary and allowances on a medical absence), see notes**
Omit wherever occurring the see notes.
- 12 Subsection 5.3.9.1 (Payment of salary and allowances on a medical absence), example**
Omit the example.
- 13 Subsection 5.3.10.3 (Interaction between medical absence and other forms of leave), see note**
Omit the see note.
- 14 Subsection 5.3.10.3 (Interaction between medical absence and other forms of leave), example**
Omit the example.
- 15 Section 5.3.11 (Travel for medical purposes), see notes**
Omit wherever occurring the see notes.
- 16 Paragraph 5.3.11.a (Travel for medical purposes), note**
Omit the note.
- 17 Paragraph 5.3.11.b (Travel for medical purposes), example**
Omit the example.
- 18 Section 5.4.1 (Purpose)**
Omit the section.
- 19 Chapter 5 Part 4 Division 1 (Purpose, eligible members and definitions), title**
Omit “Purpose, eligible members and definitions”, substitute “General provisions”.
- 20 Paragraph 5.4.4.2.b (Members this part applies to), note**
Omit the note.

21 Section 5.4.6 (Definitions), table

Omit the note.

22 Section 5.4.10 (Definitions)

Omit the section, substitute:

5.4.10 Definitions

The following definitions apply in this Division.

Field service has the same meaning as in Division B.13 of DFRT Determination No. 11 of 2013, *ADF allowances*.

Flight duties has the same meaning as in Division B.7 of DFRT Determination No. 11 of 2013, *ADF allowances*.

Special service means service performed for one of the following.

- a. For the purposes of Division B.12 of DFRT Determination No. 11 of 2013, *ADF allowances*.
- b. For the purposes of Division B.14 of DFRT Determination No. 11 of 2013, *ADF allowances*.

23 Section 5.4.11 (How additional leave accrues), examples

Omit wherever occurring the examples.

24 Subsection 5.4.11.3 (How additional leave accrues), related information

Omit the related information.

25 Subsection 5.4.13.1 (Sea service)

Omit the subsection, substitute:

1. This section applies to a member who meets the eligibility conditions for a rate of maritime disability allowance under Division B.9 of DFRT Determination No. 11 of 2013, *ADF allowances*.

26 Subsection 5.4.14.1 (Field service)

Omit the subsection, substitute:

1. This section applies to a member who meets the eligibility conditions for a rate of field allowance under Division B.13 of DFRT Determination No. 11 of 2013, *ADF allowances*.

- 27 Subsection 5.4.14.2 (Field service), examples**
Omit the examples.
- 28 Subsection 5.4.15.1 (Flight duties)**
Omit the subsection, substitute:
1. This section applies to a member who meets the eligibility conditions for a rate of flying disability allowance under Division B.7 of DFRT Determination No. 11 of 2013, *ADF allowances*.
- 29 Paragraph 5.4.16.1.a (Special service)**
Omit the paragraph, substitute:
- a. Special Forces disability allowance under Division B.12 of DFRT Determination No. 11 of 2013, *ADF allowances*.
- 30 Paragraph 5.4.16.1.b (Special service)**
Omit the paragraph, substitute:
- b. Clearance diver allowance under Division B.14 of DFRT Determination No. 11 of 2013, *ADF allowances*.
- 31 Section 5.4.19 (Member this Division does not apply to), see note**
Omit the see note.
- 32 Subparagraph 5.4.20.1.c.i (Eligibility), example**
Omit the example.
- 33 Subsection 5.4.22.2 (Application to purchase recreation leave), see note**
Omit the see note.
- 34 Subsection 5.4.22.5 (Application to purchase recreation leave), note**
Omit “At the time”, substitute “Subject to subsection 4, at the time”.
- 35 Subsection 5.4.22.5 (Application to purchase recreation leave), note**
Omit the note.

36 Subsection 5.4.22.5 (Application to purchase recreation leave), examples

Omit the examples.

37 Subsection 5.4.25.3 (Credit of purchased recreation leave)

Omit the subsection, substitute:

3. The amount of leave the member is credited each fortnight is calculated using the following formula.

$$\textit{leave credited} = \frac{A}{B}$$

Where:

- A** is the total number of hours of recreation leave credits that were approved to be purchased.
- B** is the number of pay periods the member elected to pay for the purchased hours over.

38 Subsection 5.4.25.4 (Credit of purchased recreation leave), example

Omit the example.

39 Section 5.4.26A (Administration of purchased recreation leave), see notes

Omit wherever occurring the see notes.

40 Section 5.4.28 (Member eligible for trainee leave), examples

Omit wherever occurring the examples.

41 Section 5.4.30 (Purpose), see note

Omit the see note.

42 Subsection 5.4.31.2 (Conditions of granting leave)

Omit the subsection, substitute:

2. Time limits for taking leave credits are set out in section 5.4.34.

43 Subsection 5.4.33.4 (Grant of recreation leave), related information

Omit the related information.

44 Subsection 5.4.33A.1 (Leave credits)

Omit the subsection, substitute:

1. A member's leave credits are reduced by the number of days, or part days, for which recreation leave is granted.

45 Subsection 5.4.33A.2 (Leave credits), table

Omit the see notes.

46 Subsection 5.4.34.1 (Expiration of recreation leave credits ('leave lapsing'))

Omit the subsection, substitute:

1. If a member has a recreation leave credit that exceeds 90 days on the lapsing day, the recreation leave credit that exceeds 90 days expires on the lapsing day.
- 1A. For the purpose of subsection 1, the lapsing day is the last payday before 30 June each year.

47 Subsection 5.4.34.5 (Expiration of recreation leave credits ('leave lapsing')), note

Omit the note.

48 Section 5.4.35 (Re-credit of recreation leave), examples

Omit wherever occurring the examples.

49 Section 5.4.35 (Re-credit of recreation leave), see notes

Omit wherever occurring the see notes.

50 Subsection 5.4.36.3 (Salary for recreation leave)

Omit the subsection, substitute:

3. Special arrangements apply under section 4.1.7 to the payment of higher duties allowance during a period of recreation leave.

51 Subsection 5.4.37.2 (Payment of allowances on recreation leave)

Omit "under section 5.1.2A", substitute "under subsection 1"..

52 Subsection 5.4.37.4 (Payment of allowances on recreation leave), authority

Omit the authority.

53 Paragraph 5.4.38.1.e (Member seconded or attached for duty), example

Omit the example.

54 Section 5.4.41 (Member this Division applies to)

Omit the section, substitute:

5.4.41 Member this Division applies to

This Division applies to the following.

- a. A member who ceases continuous full-time service, including the CDF.
- b. A member who has died, but limited to calculate the amount payable under section 1.6.4.

55 Annex 5.4.A (Remote locations within Australia — additional recreation leave), see note

Omit the see note.

56 Section 5.5.1 (Overview)

Omit the section.

57 Section 5.5.2 (Purpose)

Omit the section.

58 Chapter 5 Part 5 Division 1 (Members eligible, definitions and general principles), title

Omit the title, substitute:

Division 1: General provisions

5.5.1 Purpose

Long service leave is intended to give an extended period away from work to a member who has served for 10 years or more.

59 Section 5.5.4 (Member this Part applies to), note

Omit the note.

60 Section 5.5.5 (Definitions)

Omit the section, substitute:

5.5.5 Definitions

In this Part the following apply.

Long Service Leave Act means the *Long Service Leave (Commonwealth Employees) Act 1976*.

Start Date is one of the following.

- a. For a period of long service leave, the first day of the member's absence.
- b. For payment of long service leave, the earliest of the following days.
 - i. The day the member begins career transition training.
 - ii. The day the member is transferred to a transition centre.
 - iii. The day the member begins a period of recreation leave or long service leave that ends immediately before the member ceases continuous full-time service.
 - iv. The day the member ceases continuous full-time service.

61 Section 5.5.6 (Administrative concepts), examples

Omit wherever occurring the examples.

62 Section 5.5.6.3 (Administrative concepts)

Omit "A month's leave may be a calendar month or may span two calendar months."

63 Section 5.5.8 (Long service leave entitlement), examples

Omit wherever occurring the examples.

64 Subsection 5.5.8.1 (Long service leave entitlement), see note

Omit the see note.

65 Paragraph 5.5.8.2.b (Long service leave entitlement)

Omit "Every", substitute "Each full".

66 Subsection 5.5.8.2 (Long service leave entitlement), note

Omit the note.

- 67 Section 5.5.13 (Accrued service), see note**
Omit the see note.
- 68 Subsection 5.5.14.1 (Prior Reserve service)**
Omit “Reserve service”, substitute “Subject to subsection 5.5.15.2, Reserve service”.
- 69 Subsection 5.5.14.1 (Prior Reserve service), note**
Omit the note.
- 70 Subsection 5.5.14.2 (Prior Reserve service), example**
Omit the example.
- 71 Section 5.5.15 (Prior service), see notes**
Omit wherever occurring the see notes.
- 72 Section 5.5.15 (Prior service), examples**
Omit wherever occurring the examples.
- 73 Subsection 5.5.15.1 (Prior service)**
Omit the subsection, substitute:
1. A period that could be counted as service under the Long Service Leave Act, on or after 1 January 1973, is accrued service under this Part.
 - 1A. The following are not recognised as prior service under this Part.
 - a. Periods of ineffective service with a prior employer.
 - b. Service with the armed forces of another country.
- 74 Section 5.5.16 (Overlapping prior service), examples**
Omit wherever occurring the examples.
- 75 Section 5.5.17 (Effect of part-time prior service), examples**
Omit wherever occurring the examples.
- 76 Subsection 5.5.17.1 (Effect of part-time prior service)**
Omit the subsection.

77 Subparagraph 5.5.18.b.ii (Periods that are not accrued service), see note
Omit the see note.

78 Paragraph 5.5.18.c (Periods that are not accrued service)
Omit the paragraph, substitute:

- c. Any period of more than one day that the member is not entitled to salary or allowances under Chapter 1 Part 7.

79 Subsection 5.5.19.2 (Member's responsibilities), examples
Omit the examples.

80 Paragraph 5.5.24.b (Member this Division applies to), see note
Omit the see note.

81 Section 5.5.25 (Members this Division does not apply to)
Omit the section, substitute:

5.5.25 Members this Division does not apply to

This Division does not apply to the following members.

- a. A member who is discharged from on Service to start an appointment in another Service without a break.
- b. A member who has died.

82 Section 5.5.26 (Payment instead of long service leave), see notes
Omit wherever occurring the see notes.

83 Subsection 5.5.26.2 (Payment instead of long service leave), example
Omit the example.

84 Section 5.5.27 (Member on higher duties, temporary or acting rank), examples
Omit wherever occurring the examples.

85 Section 5.5.27 (Member on higher duties, temporary or acting rank), see notes
Omit wherever occurring the see notes.

- 86 Subsection 5.5.28.3 (Pro rata entitlement), see note**
Omit the see note.
- 87 Section 5.6.3 (Summary), see notes**
Omit wherever occurring the see notes.
- 88 Section 5.6.6 (Required absence period and maternity leave), see notes**
Omit wherever occurring the see notes.
- 89 Section 5.6.7 (Termination of pregnancy — overview), examples**
Omit wherever occurring the examples.
- 90 Subsection 5.6.7.1 (Termination of pregnancy — overview)**
Omit the subsection.
- 91 Section 5.6.8 (Leave without pay and maternity leave), examples**
Omit the examples.
- 92 Section 5.6.8 (Leave without pay and maternity leave), see notes**
Omit the see notes.
- 93 Section 5.6.8 (Leave without pay and maternity leave), comparison**
Omit the comparison.
- 94 Subsection 5.6.9.2 (Parental leave and maternity leave)**
Omit the subsection, substitute:
2. A member who has been granted maternity leave may also be eligible for parental leave under Part 7.
- 95 Subsection 5.6.10.1 (Notice), note**
Omit the note.
- 96 Subsection 5.6.11.2 (How to apply for maternity leave), see also note**
Omit the see also note.

- 97 Section 5.6.12 (Overview), title**
Omit “Overview”, substitute “Purpose”.
- 98 Subsection 5.6.12.1 (Overview)**
Omit the subsection, substitute:
1. This Division sets out the maternity leave entitlement available to a member.
- 99 Subsection 5.6.12.2 (Overview), see notes**
Omit wherever occurring the see notes.
- 100 Section 5.6.13 (Leave entitlement), see notes**
Omit wherever occurring the see notes.
- 101 Subsection 5.6.18.1 (Access to other leave), examples**
Omit the examples.
- 102 Subsection 5.6.18.2 (Access to other leave), see notes**
Omit the see notes.
- 103 Subsection 5.6.19.2 (Effects of unpaid maternity leave), see note**
Omit the see note.
- 104 Subsection 5.6.20.1 (Resuming duty), note**
Omit the note.
- 105 Subsection 5.6.20.2 (Resuming duty), note**
Omit the note.
- 106 Subsection 5.6.20.3 (Resuming duty), see note**
Omit the see note.
- 107 Subsection 5.6.21.3 (Resuming leave)**
Omit “have access to parental leave”, substitute “be eligible for parental leave under Part 7”.

- 108 Subsection 5.6.21.3 (Resuming leave), see note**
Omit the see note.
- 109 Section 5.6.22 (Examples)**
Omit the section.
- 110 Subsection 5.6.23.3 (Required absence), see note**
Omit the see note.
- 111 Section 5.6.24 (Period of required absence), table item 1**
Omit the see note.
- 112 Subsection 5.6.26.2 (Continuing to perform duty during the required absence), examples**
Omit the examples.
- 113 Subsection 5.6.26.4 (Continuing to perform duty during the required absence), note**
Omit the note.
- 114 Subsection 5.6.27.5 (Resuming duty during the required absence), see note**
Omit the see note.
- 115 Paragraph 5.6.28.a (Member already on leave without pay), see note**
Omit the see note.
- 116 Subsection 5.6.29.1 (Cancelling the leave without pay), see note**
Omit the see note.
- 117 Section 5.6.30 (Required absence), see notes**
Omit wherever occurring the see notes.
- 118 Paragraph 5.6.30.3.a (Required absence), example**
Omit the example.

119 Subsection 5.6.31.1 (Maternity leave), example

Omit the example.

120 Subsection 5.6.31.2 (Maternity leave), see notes

Omit the see notes.

121 Subsection 5.6.32.2 (Discretion to vary), examples

Omit the examples.

122 Chapter 5 Part 8 (War service leave)

Omit “**Note:** For more information on warlike and non-warlike deployments, see Chapter 17, Warlike and non-war-like deployments.”.

123 Section 5.8.2 (Definitions)

Omit the section, substitute:

5.8.2 Definitions

In this Part the following apply.

Operational area means any of the following.

- a. For overseas service on deployment, has the meaning given in section 1.3.48.
- b. For overseas service other than a deployment, has the meaning given in section 6 of the *Veterans’ Entitlements Act 1986*.

124 Subsection 5.8.4.3 (War service leave credit)

Omit the subsection, substitute:

3. The amount of war service leave credit for a fortnightly pay period is calculated using the following formula and rounded to the nearest 2 decimal places.

$$\textit{leave credit} = \frac{A + B}{365} \times 18$$

Where:

- A** is the number of days the member spent in an operational area while on warlike service during a fortnightly pay period.
- B** is any of the following part days which count as a full day.
- a. Any part day at the beginning or the end of the period.
 - b. Any part day when the member is absent from the operational area.

- 125 Subsection 5.8.5.2 (Granting leave), see note**
Omit the see note.
- 126 Subsection 5.8.6.2 (War service leave and other leave)**
Omit the subsection, substitute:
2. The member does not accrue any of the following leave types while on warlike service in an operational area.
 - a. Additional recreation leave in a remote location under section 5.4.17.
 - b. Additional recreation leave in a hardship location under Chapter 16 Part 3A.
 - c. Additional recreation leave for non-warlike service under Chapter 17 Part 7 Division 3.
 - d. Extra recreation leave for arduous or prolonged duty under Part 4 Division 4.
- 127 Subsection 5.8.6.3 (War service leave and other leave)**
After “recreation leave”, insert “under Part 4 Division 3”.
- 128 Subsection 5.8.6.3 (War service leave and other leave), see note**
Omit the see note.
- 129 Subsection 5.8.7.3 (Debiting leave credit), related information**
Omit the related information.
- 130 Section 5.8.10 (Payment instead of leave — leaving continuous full-time service), examples**
Omit wherever occurring the examples.
- 131 Subsection 5.8.10.1 (Payment instead of leave — leaving continuous full-time service), note**
Omit the note.
- 132 Subsection 5.8.10.2 (Payment instead of leave — leaving continuous full-time service), see note**
Omit the see note.

- 133 Section 5.9.1 (Overview)**
Omit the section.
- 134 Chapter 5 Part 9 Division 1 (Introduction), title**
Omit “Introduction”, substitute “General provisions”.
- 135 Section 5.9.9 (Definitions)**
Omit the section.
- 136 Section 5.9.10 (Compassionate leave), examples**
Omit wherever occurring the examples.
- 137 Subsection 5.9.12.3 (Carer’s leave), examples**
Omit the examples.
- 138 Subsection 5.9.14.1 (Special leave for private purposes), see note**
Omit the see note.
- 139 Subsection 5.9.17.1 (Member this Division applies to)**
Omit the subsection, substitute:
1. This Division applies to a member who undertakes any of the following kinds of travel.
 - a. Recreation leave travel taken in Australia only under Chapter 9 Part 4 Division 1.
 - b. Compassionate travel under Chapter 9 Part 3 Division 8.
 - c. Pre-deployment leave travel under Chapter 9 Part 4 Division 2.
 - d. Travel for removal purposes in Australia under Chapter 9 Part 2 Division 3.
 - e. Return travel to Australia from a deployment using relief out-of-country travel fare assistance under Chapter 17 Part 7 Division 4.
- 140 Subsection 5.9.17.2 (Member this Division applies to), example**
Omit the example.
- 141 Subsection 5.9.17.2 (Member this Division applies to), see note**
Omit the see note.

- 142 Section 5.9.19 (Purpose), see note**
Omit the see note.
- 143 Subsection 5.9.22.2 (Conditions of benefit), examples**
Omit the examples.
- 144 Subsection 5.9.24.1 (Attendance at court proceedings), note**
Omit the note.
- 145 Subsection 5.9.24.2 (Attendance at court proceedings), examples**
Omit the examples.
- 146 Section 5.10.4 (Grant of leave without pay), examples**
Omit wherever occurring the examples.
- 147 Subsection 5.10.4.4 (Grant of leave without pay), see note**
Omit the see note.
- 148 Paragraph 5.10.6.3.a (Allowances during leave without pay)**
Omit the paragraph, substitute:
- a. Whether it would severely disadvantage a member or their dependants if they ceased to be eligible for an allowance during a period.
- 149 Subsection 5.10.6.4 (Allowances during leave without pay), example**
Omit the example.
- 150 Section 5.10.7 (Effects on other conditions of service – summary), see notes**
Omit wherever occurring the see notes.
- 151 Subsection 5.10.7.1 (Effects on other conditions of service – summary)**
Omit the subsection, substitute:
1. A period of leave without pay does not count as qualifying service for any of the following.
 - a. Salary increments under Chapter 3 Part 2 Division 3.
 - b. Recreation leave under section 5.4.8 if the leave without pay is for longer than 24

hours.

- c. Long service leave under section 5.5.18 if the leave without pay is not for illness and is for more than three months.

152 Paragraph 5.10.7.2.b (Effects on other conditions of service – summary), example

Omit the example.

153 Subsection 5.10.8.1 (Payment of charges to the Commonwealth), example

Omit the example.

154 Subsection 5.10.8.1 (Payment of charges to the Commonwealth), see note

Omit the see note.

155 Annex 5.10.A (Allowances and reimbursements during leave without pay)

Omit the Annex.

156 Section 5.11.1 (Overview)

Omit the section.

157 Section 5.11.5 (Approval of absence), see notes

Omit wherever occurring the see notes.

158 Subsection 5.11.5.1 (Approval of absence), examples

Omit the examples.

159 Subsection 5.11.6.2 (Short absence from duty and additional recreation leave), example

Omit the example.

160 Subsection 5.11.6.2 (Short absence from duty and additional recreation leave), see note

Omit the see note, substitute:

3. Before a member is granted short absence from duty with additional recreation leave section 5.11.5 must also be met.

- 161 Section 5.11.7 (Conditions on grant of absence), examples**
Omit wherever occurring the examples.
- 162 Subsection 5.11.7.1 (Conditions on grant of absence), related information**
Omit the related information.
- 163 Paragraph 5.11.18.2.b (Short absence from duty — school and child care attendance), note**
Omit the note.
- 164 Subsection 5.12.1.2 (Public holidays), note**
Omit the note.
- 165 Subsection 5.12.1.2 (Public holidays), see note**
Omit the see note.
- 166 Subsection 5.12.1.3 (Public holidays), example**
Omit the example.
- 167 Subsection 5.12.3.4 (Christmas stand-down), see notes**
Omit the see notes.
- 168 Section 5.13.1 (Purpose), see note**
Omit the see note.
- 169 Paragraph 5.13.1.a (Purpose)**
After “period of leave”, insert “for operational reasons”.
- 170 Subsection 5.13.2.2 (Basis), examples**
Omit the examples.
- 171 Section 5.13.3 (Payment for costs)**
Omit the section.

- 172 Section 5.13.5 (Member is temporarily recalled from leave location), examples**
Omit wherever occurring the examples.
- 173 Paragraph 5.13.5.2.a (Member is temporarily recalled from leave location), see note**
Omit the see note.
- 174 Section 5.13.6 (Costs where member is recalled from holiday location), examples**
Omit wherever occurring the examples.
- 175 Paragraph 5.13.6.2.a (Costs where member is recalled from holiday location), see note**
Omit the see note.
- 176 Paragraph 5.13.7.3.c (Costs where member is recalled from holiday location), examples**
Omit the examples.
- 177 Subsection 5.13.7.3 (Costs where member is recalled from holiday location), see note**
Omit the see note.
- 178 Subsection 5.13.9.1 (Re-credit of leave)**
Omit the subsection, substitute:
1. A member will be re-credited unused leave under section 5.4.35 when the unused leave is a result of a recall from leave order.
- 179 Subsection 5.13.9.2 (Re-credit of leave), see note**
Omit the see note.

Schedule 5—Miscellaneous amendments – Chapter 6

Defence Determination 2016/19, Conditions of service

1 Section 6.0.1 (Overview)

Omit the section, substitute:

Part 1A: General provisions

6.1A.1 Purpose

This Chapter sets out the provisions relating to relocation benefits for members and their dependants when they are relocating within Australia.

2 Section 6.0.3 (Definitions), title

Omit “6.0.3”, substitute “6.1A.2”.

3 Section 6.0.3 (Definitions), examples

Omit wherever occurring the examples.

4 Section 6.0.3 (Definitions)

Omit the definition of *Suitable own home*, substitute:

Suitable own home	Has the same meaning as in Chapter 7 Part 2.
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5 Section 6.1.1 (Overview)

Omit the section.

6 Section 6.1.4 (Members eligible), see notes

Omit wherever occurring the see notes.

7 Paragraph 6.1.5.d (Members not eligible), examples

Omit the examples.

8 Subsection 6.1.13.2 (Telephone installation or reconnection costs), note

Omit the note.

9 Subsection 6.1.13.2 (Telephone installation or reconnection costs), see note
Omit the see note.

10 Section 6.1.16 (Purpose), see note
Omit the see note.

11 Subsection 6.1.17.3 (Members eligible), see note
Omit the see note.

12 Section 6.1.21 (When costs may be reimbursed), examples
Omit wherever occurring the examples.

13 Subsection 6.1.22.2 (When costs may be reimbursed – member posted overseas), see note
Omit the see note.

14 Section 6.1.23 (When costs will not be reimbursed), examples
Omit wherever occurring the examples.

15 Section 6.1.23 (When costs will not be reimbursed), see note
Omit the see note.

16 Subparagraph 6.1.27.2.b.ii (Limitations on animal removals), example
Omit the example.

17 Section 6.2.2 (Furniture and effects – loss on sale)
Omit the section, substitute:

6.2.2 Furniture and effects – loss on sale

1. A member, or a dependant of a deceased member, is eligible for the reimbursement of the financial loss on the sale of furniture and effects if they choose to sell the items instead of having them removed to another location in Australia.
2. A reimbursement under this section is only payable to one person.

- 18 Intentionally blank**
- 19 Section 6.2.3.3 (Furniture and effects – amount of reimbursement), examples**
Omit the examples.
- 20 Section 6.2.4 (Private vehicles – loss on sale), see notes**
Omit wherever occurring the see notes.
- 21 Subsection 6.2.4.3 (Private vehicles – loss on sale), notes**
Omit the notes, substitute:
4. If the member's adult dependant is also a member, only one member is eligible for the benefit under this section.
- 22 Subsection 6.2.4.3 (Private vehicles – loss on sale), see note**
Omit the see note.
- 23 Section 6.2.5 (Private vehicles – amount of reimbursement), examples**
Omit wherever occurring the examples.
- 24 Subsection 6.2.5.5 (Private vehicles – amount of reimbursement), see note**
Omit the see note.
- 25 Chapter 6 Part 3 (Travel for removal purposes in Australia)**
Omit the Part.
- 26 Section 6.5.1 (Overview)**
Omit the section.
- 27 Chapter 6 Part 5 Division 1 (Removals and storage overview), title**
Omit the title, substitute:

Division 1: General provisions

- 28 Section 6.5.4 (Members eligible for a removal)**
Omit the section, substitute:

6.5.4 CDF approved removal

1. A member who is not eligible for a removal under a Division listed in subsection 2, is eligible for a removal under this Part if the CDF is satisfied that any of the following apply to the member or their dependants.
 - a. The safety or welfare of the member or dependant would be at high risk if they stayed in their accommodation.
 - b. A change in family circumstances requires urgent action.
 - c. The removal is necessary to prevent an emergency from happening.
 - d. The member has specific housing needs during rehabilitation or as a result of an acquired injury.
2. For the purpose of subsection 1 the Divisions are as follows.
 - a. Division 4, Posting or deployments.
 - b. Division 6, Removal on ceasing continuous full-time service.
 - c. Division 8, When a member becomes a member with dependants.
 - d. Division 9, When a member ceases to be a member with dependants.
 - e. Division 11, Removal on death of a member.

6.5.4A Member of the Reserves eligible for a removal

A member of the Reserves is eligible for a removal on the following occasions.

- a. When they are to begin continuous full-time service on a posting or more than 6 months.
- b. When they cease continuous full-time service that was for a period of more than 6 months.

29 Paragraph 6.5.5.c (Members not eligible for a removal)

Omit “. However, they may be eligible for a removal if Service reasons require them to relocate”, substitute “, unless the member’s Service require them to relocate”.

30 Paragraph 6.5.5.d (Members not eligible for a removal)

Omit the paragraph, substitute:

- d. If the member requests to have the decision to grant an extended posting location under section 1.3.55 revoked.

31 Subsection 6.5.6.2 (When a member’s adult dependant is also a member), notes

Omit the notes.

- 32 Subsection 6.5.6.2 (When a member's adult dependant is also a member)**
After the subsection, insert:
3. A removal under subparagraph 2.b.ii does not include the dependant's furniture and effects.
- 33 Subsection 6.5.6.2 (When a member's adult dependant is also a member), see note**
Omit the see note.
- 34 Subsection 6.5.8 (Purpose)**
Omit "describes", substitute "sets out".
- 35 Subsection 6.5.11.2 (Items not removed at Commonwealth expense), examples**
Omit the examples.
- 36 Paragraph 6.5.11A.4.b (Items not removed at Commonwealth expense during the COVID-19 pandemic), example**
Omit the example.
- 37 Subsection 6.5.12A.1 (Insurance for urgently required household items), example**
Omit the example.
- 38 Subsection 6.5.14.1 (Technical help for dismantling and installing items)**
Omit "Members are to be reimbursed the", substitute "A member is eligible for the reimbursement of".
- 39 Subsection 6.5.14.2 (Technical help for dismantling and installing items), example**
Omit the example.
- 40 Subsection 6.5.15.2 (Privately arranged removals – eligibility and conditions for assistance), see notes**
Omit wherever occurring the see notes.

- 41 Paragraph 6.5.16.3.b (Privately arranged removals – eligibility), see note**
Omit the see note.
- 42 Subsection 6.5.18.1 (Purpose)**
Omit “describes”, substitute “sets out”.
- 43 Subsection 6.5.18.2 (Purpose), related information**
Omit the related information.
- 44 Paragraph 6.5.19.2.d (Compassionate removal to a personal location where benefits are provided), examples**
Omit the examples.
- 45 Section 6.5.19A (Removal to a personal location for employment or study), examples**
Omit wherever occurring the examples.
- 46 Subsection 6.5.20.1 (Removal to a personal location where benefits are provided instead of a remote location)**
Omit the subsection, substitute:
1. If a member is posted to a remote location for 6 months or more, the member is eligible for a removal for their dependants to a personal location.
 - 1A. A removal under subsection 1 is limited to what would be paid for a removal to the remote location.
- 47 Subsection 6.5.22.2 (Removal of dependants from personal location to current posting location), example**
Omit the example.
- 48 Section 6.5.25 (Resident child carer does not attract any benefit), see note**
Omit the see note.
- 49 Subsection 6.5.26.2 (Posting of six months or more), example**
Omit the example.

- 50 Subsection 6.5.26.3 (Posting of six months or more), see note**
Omit the see note.
- 51 Subsection 6.5.27.2 (Posting of member with dependants (unaccompanied)), note**
Omit the note.
- 52 Subsection 6.5.28.2 (Removal of gap year members), related information**
Omit the related information.
- 53 Subsection 6.5.28.4 (Removal of gap year members), see note**
Omit the see note.
- 54 Subsection 6.5.29.1 (Removal between residences in the posting location – Australia)**
Omit “describes”, substitute “sets out”.
- 55 Subsection 6.5.29.1 (Removal between residences in the posting location – Australia)**
Omit “(For overseas removals, see Chapter 14, Relocating to or from a long-term posting overseas.)”.
- 56 Subsection 6.5.29.1 (Removal between residences in the posting location – Australia), table**
Omit wherever occurring the see notes.
- 57 Subsection 6.5.29.1 (Removal between residences in the posting location – Australia), table item 5**
Omit the examples.
- 58 Subsection 6.5.30.3 (Removal in anticipation of a posting – before posting authority issued), example**
Omit the example.
- 59 Section 6.5.35 (Removal deferred until after posting date), table item 2**
Omit the see note.

60 Subsection 6.5.36.1 (Removal on posting to a seagoing ship or seagoing submarine), note

Omit the note.

61 Subsection 6.5.37.1 (Posting to a remote location), note

Omit the note.

62 Section 6.5.38 (Removal on deployment), see notes

Omit wherever occurring the see notes.

63 Section 6.5.39 (Purpose)

Omit “describes”, substitute “sets out”.

64 Section 6.5.41 (Removal of towable items), see notes

Omit wherever occurring the see notes.

65 Section 6.5.41 (Removal of towable items), examples

Omit wherever occurring the examples.

66 Section 6.5.42 (When a towable item may be transported by freight), note

Omit the note.

67 Paragraph 6.5.42.c (When a towable item may be transported by freight), example

Omit the example.

68 Paragraph 6.5.43.2.a (Removal of recreational or hobby vehicles), example

Omit the example.

69 Subsection 6.5.44.3 (Collection and delivery of transported vehicles), example

Omit the example.

70 Section 6.5.45 (Purpose), note

Omit the note.

- 71 **Paragraph 6.5.46.2.a (Removal on ceasing continuous full-time service), note**
Omit the note.
- 72 **Subsection 6.5.47.2 (Removal if service continues after intended date of ceasing), example**
Omit the example.
- 73 **Subparagraph 6.5.47.4.a.i (Removal if service continues after intended date of ceasing), see note**
Omit the see note.
- 74 **Subsection 6.5.48.1 (Removal on ceasing continuous full-time service at own request), table item 1**
Omit the note.
- 75 **Section 6.5.49 (Removal of a vehicle on ceasing continuous full-time service)**
Omit the section, substitute:

6.5.49 Removal of a vehicle on ceasing continuous full-time service

A member's eligibility for the removal of a vehicle, including towable items, a recreational or hobby vehicle, on ceasing continuous full-time service is the same as for a removal on posting under section 6.5.40.

- 76 **Section 6.5.50 (Purpose)**
Omit "describes", substitute "sets out".
- 77 **Subsection 6.5.51.2 (Period for which storage is provided – general), see note**
Omit the see note.
- 78 **Subsection 6.5.52.1 (Member with dependants)**
Omit "describes", substitutes "sets out".
- 79 **Subsection 6.5.52.1 (Member with dependants), table**
Omit wherever occurring the examples.

- 80 Subsection 6.5.52.2 (Member with dependants)**
Omit the subsection, substitute:
2. A member ceases to be eligible for storage if they reject an offer of a suitable Service residence and they become ineligible to receive temporary accommodation allowance or rent allowance.
- 81 Section 6.5.53 (Member with dependants (unaccompanied)), see notes**
Omit wherever occurring the see notes.
- 82 Section 6.5.54 (Member without dependants), see notes**
Omit wherever occurring the see notes.
- 83 Subsection 6.5.54.1 (Member without dependants)**
Omit “describes”, substitutes “sets out”.
- 84 Subsection 6.5.54.1 (Member without dependants), table item 1**
Omit wherever occurring the examples.
- 85 Subsection 6.5.54.1 (Member without dependants), table item 1**
Omit the note.
- 86 Subsection 6.5.56.1 (Storage of statutory officer’s official Defence vehicle), note**
Omit the note.
- 87 Subsection 6.5.57.2 (Members with own home at posting location), example**
Omit the example.
- 88 Subsection 6.5.61.5 (Storage on death of a member with dependants), note**
Omit the note.
- 89 Subsection 6.5.62.6 (Removal to and from a storage facility), example**
Omit the example.

- 90 Section 6.5.63 (Review of storage of furniture and effects), see notes**
Omit wherever occurring the see notes.
- 91 Section 6.5.65 (Purpose)**
Omit “describes”, substitute “sets out”.
- 92 Section 6.5.65 (Purpose), see notes**
Omit wherever occurring the see notes.
- 93 Subsection 6.5.73 (Benefit only granted once for the same relationship), example**
Omit the example.
- 94 Section 6.5.74 (Purpose)**
Omit “describes”, substitutes “sets out”.
- 95 Section 6.5.74 (Purpose), note**
Omit the note.
- 96 Section 6.5.75A (Member ceases to be a member with dependants – death of dependant), see notes**
Omit wherever occurring the see notes.
- 97 Section 6.5.76 (Purpose)**
Omit “describes”, substitute “sets out”.
- 98 Paragraph 6.5.77.a (Person this Division does not apply to), see note**
Omit the see note.
- 99 Subsection 6.5.78.2 (Eligibility for removal), see notes**
Omit wherever occurring the see notes.
- 100 Section 6.5.79 (Removal of vehicles), see notes**
Omit wherever occurring the see notes.

- 101 Subsection 6.5.82.1 (Private arrangements for removal), see note**
Omit the see note.
- 102 Subsection 6.5.83 (Hire of household items), see note**
Omit the see note.
- 103 Section 6.5.84 (Purpose)**
Omit “describes”, substitute “sets out”.
- 104 Subsection 6.5.85.1 (Benefit for dependants), table item 7**
Omit the see note.
- 105 Subsection 6.5.87.2 (Limits on removals following death of a member), see note**
Omit the see note.
- 106 Subsection 6.6.3.1 (Amount of reimbursement)**
Omit the subsection, substitute:
1. A member who has had their posting cancelled is eligible for the reimbursement of some or all of their costs if they were eligible for under any of the following.
 - a. Disturbance allowance — Part 1 Division 1.
 - b. Reimbursement for loss on sale of a vehicle — Part 2.
 - c. Housing assistance — Chapter 7.
 - d. Reimbursement for loss of a child’s scholarship — Chapter 8 Part 4 Division 3.
 - e. Reimbursement for equipment costs — Chapter 13 Part 3 Division 2.
 - f. Transfer allowance — Chapter 14 Part 3 Division 3.
- 107 Subsection 6.6.3.2 (Amount of reimbursement)**
Omit the subsection, substitute:
2. A reimbursement under subsection 1 must not be more than what the member would have been eligible for under the benefit listed in subsection 1.

Schedule 6—Miscellaneous amendments – Chapter 7

Defence Determination 2016/19, Conditions of service

1 Section 7.0.1 (Overview)

Omit the section.

2 Section 7.0.3 (Definitions)

Omit the section.

3 Section 7.1.1 (Overview)

Omit the section, substitute:

7.1.1 Purpose

1. This Chapter provides housing and meal benefits to members who are posted to locations within Australia.
2. Housing assistance helps members handle the hardships caused by the need to move location regularly or at short notice.

4 Section 7.1.2 (How it assists)

Omit the section.

5 Section 7.1.6 (Eligibility for housing assistance), see note

Omit the see note.

6 Section 7.1.14 (Definitions), table

Omit wherever occurring the see notes.

7 Section 7.1.14 (Definitions), table

Omit wherever occurring the examples.

8 Section 7.1.14 (Definitions), table

Omit the definition of *Posting location*, substitute:

Posting location	Has the meaning given under section 7.1.15.
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9 Section 7.1.14 (Definitions), table

Omit the definition of *Suitable accommodation*, substitute:

Suitable accommodation	Has the meaning given under section 7.1.17.
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10 Section 7.1.14 (Definitions), table

Omit the definition of *Utilities*, substitute:

Utilities	Has the meaning given under section 7.10.2.
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11 Section 7.1.15 (Posting location), table

Omit wherever occurring the see notes.

12 Section 7.1.15 (Posting location), table item 2

Omit “removal”, substitute “removal under Chapter 6 Part 5 Division 1.”.

13 Section 7.1.15 (Posting location), examples

Omit the examples.

14 Subsection 7.1.16A.2 (Puckapunyal housing trial member)

Omit “described in”, substitute “under”.

15 Paragraph 7.1.19.1.b (Member who is eligible)

Omit the paragraph, substitute:

- b. They are eligible for a full removal under Chapter 6 Part 5.

16 Paragraph 7.1.20.a (Member who is not eligible), see note

Omit the see note.

17 Section 7.1.23 (House-hunting trip payments), see notes

Omit wherever occurring the see notes.

- 18 Section 7.1.26 (Families with special needs)**
Omit the section.
- 19 Subsection 7.1.27.1 (House not chosen during house-hunting trip), see note**
Omit the see note.
- 20 Subsection 7.1.27.4 (House not chosen during house-hunting trip), example**
Omit the example.
- 21 Subsection 7.1.28.2 (Evidence of house-hunting trip costs), examples**
Omit the examples.
- 22 Paragraph 7.2.2.c (Member's own home and housing assistance), see note**
Omit the see note.
- 23 Section 7.2.5 (Suitable own home), see notes**
Omit wherever occurring the see notes.
- 24 Section 7.2.5 (Suitable own home), examples**
Omit wherever occurring the examples.
- 25 Paragraph 7.2.5.1.c (Suitable own home)**
Omit the paragraph, substitute:
- c. It has the minimum prescribed number of bedrooms.
- 1A. For the purpose of paragraph 1.c the minimum number of prescribed bedrooms is the sum of each of the following.
- a. For a member and their partner, if they have one — 1 bedroom.
 - b. For every 2 dependants who are children who are of the same gender and in year 6 or less at school — 1 bedroom.
 - c. For every dependant not included in paragraphs a or b — 1 bedroom.
- 26 Section 7.2.6 (Own home bought with Defence assistance), see notes**
Omit wherever occurring the see notes.

- 27 Paragraph 7.2.6.4.a (Own home bought with Defence assistance)**
Omit “been approved to live”, substitute “been approved under section 1.3.55 to live”.
- 28 Section 7.2.7 (No housing assistance for member who has a suitable own home), see notes**
Omit wherever occurring the see notes.
- 29 Section 7.2.8 (Member to give notice of home ownership at posting location), note**
Omit the note.
- 30 Paragraph 7.2.9.b (When a member's home is unsuitable), see note**
Omit the see note.
- 31 Section 7.2.11 (Member required to live in tied, appointment or assigned residence), see notes**
Omit wherever occurring the see notes.
- 32 Subsection 7.2.11.1 (Member required to live in tied, appointment or assigned residence), example**
Omit the example.
- 33 Section 7.2.13 (Member's home is outside the posting location), see notes**
Omit wherever occurring the see notes.
- 34 Section 7.2.16 (Member waiting for a tenant to leave their home), example**
Omit the example.
- 35 Subsection 7.2.18.2 (Home leased for commercial purposes), example**
Omit the example.
- 36 Section 7.3.1 (Overview), title**
Omit “Overview”, substitute “Purpose”.

- 37 Section 7.3.6 (Definitions), table**
Omit from the definition of *Home* the examples.
- 38 Section 7.3.6 (Definitions), table**
Omit from the definition of *Home* the see note.
- 39 Subsection 7.3.12.2 (Conditions of eligibility), see note**
Omit the see note.
- 40 Subsection 7.3.14.1 (Amount of benefit), note**
Omit the note.
- 41 Subsection 7.3.14.2 (Amount of benefit), see note**
Omit the see note.
- 42 Subsection 7.3.14.2 (Amount of benefit), examples**
Omit the examples.
- 43 Paragraph 7.3.15.3.a (When a member must repay HPAS)**
Omit “described in this section”, substitute “set out in subsection 1”.
- 44 Paragraph 7.3.15.1.a (When a member must repay HPAS), see note**
Omit the see note.
- 45 Section 7.3.19 (Conditions of eligibility – sale), see notes**
Omit wherever occurring the see notes.
- 46 Paragraph 7.3.19.c (Conditions of eligibility – sale), note**
Omit the note.
- 47 Section 7.3.20 (Conditions of eligibility – purchase), see notes**
Omit wherever occurring the see notes.

- 48 Paragraph 7.3.20.c (Conditions of eligibility – purchase), note**
Omit the note.
- 49 Subsection 7.3.21.3 (Members not eligible), note**
Omit the note.
- 50 Subsection 7.3.23.2 (Time limit on sale and purchase), table**
Omit the see notes wherever occurring.
- 51 Subsection 7.3.23.3 (Time limit on sale and purchase), example**
Omit the example.
- 52 Subsection 7.3.27.1 (Purchasing land), example**
Omit the example.
- 53 Subsection 7.3.28.1 (Specified locations), see note**
Omit the see note.
- 54 Subsection 7.3.31.3 (Amounts and kinds of costs that may be reimbursed), example**
Omit the example.
- 55 Subsection 7.3.32.1 (Costs that may not be reimbursed), examples**
Omit wherever occurring the examples.
- 56 Subsection 7.3.32.2 (Costs that may not be reimbursed)**
Omit the subsection
- 57 Section 7.4.1 (Overview), title**
Omit “Overview”, substitute “Purpose”.
- 58 Section 7.4.1 (Overview), see notes**
Omit wherever occurring the see notes.

- 59 Section 7.4.4 (Definitions), table**
Omit from the definition of *Licence* the note.
- 60 Section 7.4.5 (What is a licence to live in?), see notes**
Omit wherever occurring the see notes.
- 61 Subsection 7.4.5.1 (What is a licence to live in?), note**
Omit the note.
- 62 Section 7.4.6 (Conditions for licence to live in – easy guide)**
Omit the section.
- 63 Section 7.4.7 (Member who can live in), see notes**
Omit wherever occurring the see notes.
- 64 Section 7.4.8 (Member required to live in), see notes**
Omit wherever occurring the see notes.
- 65 Section 7.4.9 (Member who may choose to live in), see notes**
Omit wherever occurring the see notes.
- 66 Section 7.4.9 (Member who may choose to live in), examples**
Omit wherever occurring the examples.
- 67 Section 7.4.10 (Member with suitable accommodation who chooses to live in), see notes**
Omit wherever occurring the see notes.
- 68 Subsection 7.4.10.2 (Member with suitable accommodation who chooses to live in), examples**
Omit the examples.
- 69 Section 7.4.11 (Living-in accommodation not available), see note**
Omit the see note.

- 70 Section 7.4.12 (Responsibility for living-in accommodation), see notes**
Omit wherever occurring the see notes.
- 71 Subsection 7.4.12.2 (Responsibility for living-in accommodation), examples**
Omit the examples.
- 72 Subsection 7.4.12.2 (Responsibility for living-in accommodation), note**
Omit the second occurring note.
- 73 Section 7.4.13 (Condition reports), examples**
Omit wherever occurring the examples.
- 74 Section 7.4.14 (Revoking a licence to live in), see notes**
Omit wherever occurring the see notes.
- 75 Section 7.4.14 (Revoking a licence to live in), examples**
Omit wherever occurring the examples.
- 76 Section 7.4.15 (Suitable living-in accommodation), see notes**
Omit wherever occurring the see notes.
- 77 Subsection 7.4.15.2 (Suitable living-in accommodation), examples**
Omit the examples.
- 78 Section 7.4.17 (Change in member's rank group), see notes**
Omit wherever occurring the see notes.
- 79 Section 7.4.18 (CDF may decide that accommodation is unsuitable), examples**
Omit wherever occurring the examples.
- 80 Subsection 7.4.18.3 (CDF may decide that accommodation is unsuitable), see note**
Omit the see note.

- 81 Section 7.4.19 (Member required to share room), see notes**
Omit wherever occurring the see notes.
- 82 Section 7.4.22 (Member buys a suitable own home)**
Omit the section.
- 83 Section 7.4.24 (Contribution for living-in accommodation), see notes**
Omit wherever occurring the see notes.
- 84 Subsection 7.4.24.4 (Contribution for living-in accommodation), examples**
Omit wherever occurring the examples.
- 85 Section 7.4.25 (Contribution if accommodation is not at level for a member's rank group), authority**
Omit the authority.
- 86 Section 7.4.25 (Contribution if accommodation is not at level for a member's rank group), example**
Omit the example.
- 87 Paragraph 7.4.27A.1.b (Member on a flexible service determination), see note**
Omit the see note.
- 88 Subsection 7.4.27C.2 (If a flexible determination ends early), see note**
Omit the see note.
- 89 Section 7.4.28 (Contribution on change of rank), see notes**
Omit wherever occurring the see notes.
- 90 Section 7.4.30 (When a licence to live in ends), see notes**
Omit wherever occurring the see notes.
- 91 Subsection 7.4.30.3 (When a licence to live in ends), table**
Omit wherever occurring the examples.

- 92 Paragraph 7.4.31.2.c (Failure to make contributions), examples**
Omit the examples.
- 93 Section 7.4.32 (Members who do not pay to live in), examples**
Omit wherever occurring the examples.
- 94 Paragraph 7.4.32.1.g (Members who do not pay to live in), see note**
Omit the see note.
- 95 Paragraph 7.4.32.2.a (Members who do not pay to live in), note**
Omit the note.
- 96 Paragraph 7.4.36.2.a (Member on leave), example**
Omit the example.
- 97 Section 7.4.38 (Basis), see notes**
Omit wherever occurring the see notes.
- 98 Section 7.4.39 (Definitions), table**
Omit wherever occurring the examples.
- 99 Section 7.4.40 (Member this Division applies to), see note**
Omit the see note.
- 100 Subsection 7.4.42.1 (Licence to live on a ship), related information**
Omit the related information.
- 101 Subsection 7.4.43.2 (Accommodation on board for seagoing member), see note**
Omit the see note.
- 102 Subsection 7.4.43.2 (Accommodation on board for seagoing member), examples**
Omit the examples.

- 103 Section 7.4.44 (Accommodation ashore for seagoing member), see notes**
Omit wherever occurring the see notes.
- 104 Section 7.4.45 (Contributions for accommodation ashore – member without dependants), see note**
Omit the see note.
- 105 Subsection 7.4.46.1 (Contributions for accommodation ashore – ship uninhabitable), example**
Omit the example.
- 106 Subsection 7.4.46.2 (Contributions for accommodation ashore – ship uninhabitable), see note**
Omit wherever occurring the see notes.
- 107 Subsection 7.4.47.2 (Accommodation and contributions for seagoing member on temporary duty), table**
Omit wherever occurring the see notes.
- 108 Subsection 7.4.48.2 (Accommodation and contributions for seagoing member on temporary duty), related information**
Omit the related information.
- 109 Subsection 7.4.A.5.1 (Member must comply with the conditions in this form), note**
Omit the note.
- 110 Subsection 7.4.A.5.3 (Member must comply with the conditions in this form), see note**
Omit the see note.
- 111 Paragraph 7.4.A.6.4.b (Start of a licence to live in), example**
Omit the example.
- 112 Subsection 7.4.A.7.2 (Permitted use), example**
Omit the example.

- 113 Subsection 7.4.A.9.3 (Conduct and values), examples**
Omit the examples.
- 114 Subsection 7.4.A.9.4 (Conduct and values), see note**
Omit the see note.
- 115 Subsection 7.4.A.11.2 (Conduct – damage), see note**
Omit the see note.
- 116 Section 7.4.A.12 (Conduct – disturbance), examples**
Omit wherever occurring the examples.
- 117 Section 7.4.A.13 (Conduct – lighting, heating and cooking), examples**
Omit wherever occurring the examples.
- 118 Subsection 7.4.A.14.2 (Conduct – security), see note**
Omit the see note.
- 119 Subsection 7.4.A.16.3 (Conduct – vehicles), example**
Omit the example.
- 120 Paragraph 7.4.A.18.3.b (Access to a member's room), non-example**
Omit the non-example.
- 121 Subsection 7.4.A.18.4 (Access to a member's room), notes**
Omit the notes.
- 122 Subsection 7.4.A.19.2 (Swapping rooms), note**
Omit the note.
- 123 Subsection 7.4.A.19.2 (Swapping rooms), examples**
Omit the examples.

- 124 Section 7.4.A.20 (Moving furniture and fittings), examples**
Omit wherever occurring the examples.
- 125 Subsection 7.4.A.21.1 (Absence from the accommodation), example**
Omit the example.
- 126 Subsection 7.4.A.21.2 (Absence from the accommodation), see note**
Omit the see note.
- 127 Subsection 7.4.A.21.2 (Absence from the accommodation), note**
Omit the note.
- 128 Subsection 7.4.A.22.1 (When a licence to live in ends), notes**
Omit wherever occurring the notes.
- 129 Subsection 7.4.A.23.3 (Vacating the accommodation), examples**
Omit the examples.
- 130 Subsection 7.4.A.23.3 (Vacating the accommodation), related information**
Omit the related information.
- 131 Section 7.4.A.24 (What happens if a member fails to comply with this Annex), see note**
Omit the see note.
- 132 Subsection 7.4.A.25.2 (Disputes), example**
Omit the example.
- 133 Section 7.5.1 (Overview), title**
Omit "Overview", substitute "Purpose".
- 134 Section 7.5.3 (Definitions – SAFE scheme), see notes**
Omit wherever occurring the see notes.

- 135 Section 7.5.3 (Definitions – SAFE scheme), table**
Omit from the definition of *Member* “described in subsection 7.5.6.3”, substitute “eligible for a benefit under subsection 7.5.6.3”.
- 136 Section 7.5.3 (Definitions – SAFE scheme), table**
Omit from the definition of *The SAFE scheme* the note.
- 137 Section 7.5.3 (Definitions – SAFE scheme), table**
Omit from the definition of *The SAFE scheme* the examples.
- 138 Paragraph 7.5.6.1.c (Members eligible), see note**
Omit the see note.
- 139 Subsection 7.5.6.2 (Members eligible)**
Omit the subsection, substitute:
2. A deceased member’s dependants may be eligible for the allowance under section 7.5.10 if they are granted a removal.
- 140 Section 7.5.7 (Approval under the SAFE scheme), related information**
Omit the related information.
- 141 Paragraph 7.5.7.a (Approval under the SAFE scheme)**
Omit “a person described in”, substitute “eligible for a benefit under”.
- 142 Section 7.5.8 (Member not eligible), examples**
Omit wherever occurring the examples.
- 143 Subsection 7.5.9.3 (Member ceases continuous full-time service), example**
Omit the example.
- 144 Paragraph 7.5.10.2.b (Eligibility of dependants on death of member)**
Omit the paragraph, substitute:
- b. The contribution the dependants must pay is what would have applied to the member under section 7.5.29 immediately before their death.

- 145 Subsection 7.5.10.2 (Eligibility of dependants on death of member), examples**
Omit the examples.
- 146 Paragraph 7.5.13.1.a (Serviced apartment preferred), see note**
Omit the see note.
- 147 Subsection 7.5.14.3 (Member required to live in), table item 1**
Omit the see note.
- 148 Section 7.5.16 (Start date of period of eligibility), examples**
Omit the examples wherever occurring.
- 149 Section 7.5.17 (Length of period of eligibility), related information**
Omit the related information.
- 150 Section 7.5.17 (Length of period of eligibility), examples**
Omit wherever occurring the examples.
- 151 Section 7.5.17 (Length of period of eligibility), note**
Omit the note.
- 152 Subsection 7.5.18.2 (Member buying a home), example**
Omit the example.
- 153 Subsection 7.5.21.1 (Rate of allowance – hotel or serviced apartment), see notes**
Omit wherever occurring the see notes.
- 154 Subsection 7.5.21.3 (Rate of allowance – hotel or serviced apartment), table**
Omit from the definition of *Contribution* the note.
- 155 Section 7.5.22 (Amount of assistance – SAFE scheme), see notes**
Omit wherever occurring the see notes.

- 156 Subsection 7.5.23.1 (Standard of accommodation), see notes**
Omit wherever occurring the see notes.
- 157 Section 7.5.25 (Rate of allowance – other temporary accommodation), examples**
Omit wherever occurring the examples.
- 158 Paragraph 7.5.25.3.b (Rate of allowance – other temporary accommodation), see note**
Omit the see note.
- 159 Section 7.6.1 (Overview)**
Omit the section, substitute:

Division 1: General provisions

7.6.1 Purpose

This Part sets out the following.

- a. The different levels of Service residences available.
- b. How a member can become eligible to live in a Service residence.
- c. The amount the member has to contribute toward the cost of the residence.

- 160 Chapter 7 Part 6 Division 1 (Definitions and key concepts), title**
Omit the title.
- 161 Subsection 7.6.6.1 (Members with special needs dependants), see note**
Omit the see note.
- 162 Subsection 7.6.6.1 (Members with special needs dependants), examples**
Omit wherever occurring the examples.
- 163 Section 7.6.13 (Rent band for a member's rank group), see notes**
Omit wherever occurring the see notes.

- 164 Section 7.6.25 (Assignment of other specific residences), note**
Omit the note.
- 165 Section 7.6.26 (Service residence alternative to tied or appointment residence), see notes**
Omit wherever occurring the see notes.
- 166 Subsection 7.6.27.3 (Furniture rental for appointment, tied and assigned residences), see note**
Omit the see note.
- 167 Paragraph 7.6.27.3.b (Furniture rental for appointment, tied and assigned residences), example**
Omit the example.
- 168 Section 7.6.28 (Member with dependants eligible for a Service residence), see notes**
Omit wherever occurring the see notes.
- 169 Subsection 7.6.29.2 (Member with dependants (unaccompanied) eligibility in two locations), see note**
Omit the see note.
- 170 Subsection 7.6.30.1 (Member without dependants eligible for a Service residence), see note**
Omit the see note.
- 171 Subsection 7.6.32.2 (Members with part-time contact with children), see note**
Omit the see note.
- 172 Subsection 7.6.34.2 (Reasons for rejecting a reasonable offer), see notes**
Omit wherever occurring the see notes.
- 173 Paragraph 7.6.35.1.d (Changing Service residences), examples**
Omit the examples.

- 174 Subsection 7.6.36.2 (Pet ownership), example**
Omit the example.
- 175 Section 7.6.37 (Ineligible member can apply for surplus Service residence), see notes**
Omit wherever occurring the see notes.
- 176 Subsection 7.6.54.4 (Contribution for member dependants), see note**
Omit the see note.
- 177 Subsection 7.6.55B.3 (Member with dependants (unaccompanied) on a flexible service determination), see note**
Omit the see note.
- 178 Subsection 7.6.55C.2 (If a flexible service determination ends early), see note**
Omit the see note.
- 179 Section 7.6.56 (No Service residence available)**
Omit the section, substitute:
- 7.6.56 No Service residence available**
A member may be eligible for rent allowance under Part 8 if there is no suitable Service residence available.
- 180 Section 7.6.57 (Member rejects a reasonable offer)**
Omit the section.
- 181 Section 7.6.58 (Member buys a suitable own home), see notes**
Omit wherever occurring the see notes.
- 182 Paragraph 7.6.58.1.b (Member buys a suitable own home), note**
Omit the note.
- 183 Subsection 7.6.58.3 (Member buys a suitable own home), examples**
Omit the examples.

- 184 Section 7.6.59 (Dependants not at the Service residence), see notes**
Omit wherever occurring the see notes.
- 185 Subsection 7.6.59.3 (Dependants not at the Service residence), example**
Omit the example.
- 186 Subsection 7.6.61.2 (Member keeps a Service residence at losing location), table item 1**
Omit the example.
- 187 Subsection 7.6.62.2 (Rejecting a Service residence – effect on temporary accommodation allowance), see note**
Omit the see note.
- 188 Paragraph 7.6.63.1.b (Special conditions on separation – statutory appointees), see note**
Omit the see note.
- 189 Section 7.7.3 (Definitions), table**
Omit from the definition of *Rent ceiling* the see note.
- 190 Section 7.7.4 (Member who is eligible), see notes**
Omit wherever occurring the see notes.
- 191 Section 7.7.6 (Member ceases to be eligible), see notes**
Omit wherever occurring the see notes.
- 192 Subsection 7.7.7.2 (Members sharing accommodation), see note**
Omit the see note.
- 193 Section 7.7.8 (Member becomes a member with dependants), see notes**
Omit wherever occurring the see notes.
- 194 Subsection 7.7.8.2 (Member becomes a member with dependants), examples**
Omit the examples.

- 195 Subsection 7.7.9.2 (Storage of furniture and effects), see note**
Omit the see note.
- 196 Section 7.7.10 (Advances and repayments), see note**
Omit the see note.
- 197 Section 7.7.12 (Accommodation offer), see note**
Omit the see note.
- 198 Subsection 7.7.13.2 (Rent ceilings), see note**
Omit the see note.
- 199 Section 7.7.14 (Contributions for accommodation), see notes**
Omit wherever occurring the see notes.
- 200 Subsection 7.7.14C.2 (When a flexible service determination ends early), see note**
Omit the see note.
- 201 Subsection 7.7.19.1 (Contribution for member on leave without pay), see note**
Omit the see note.
- 202 Subsection 7.7.21.4 (How visiting members affect contributions), see note**
Omit the see note.
- 203 Subsection 7.7.22.3 (Contribution when one member leaves a shared home), see note**
Omit the see note.
- 204 Section 7.8.1 (Overview)**
Omit the section.
- 205 Section 7.8.5 (Member eligible and period of eligibility), see notes**
Omit wherever occurring the see notes.

- 206 Subsection 7.8.5.3 (Member eligible and period of eligibility), example**
Omit the example.
- 207 Subsection 7.8.6.4 (Member not eligible), example**
Omit the example.
- 208 Section 7.8.9 (Rent ceilings – dependants live in rental accommodation), notes**
Omit wherever occurring the notes.
- 209 Section 7.8.12 (CDF may increase rent ceiling), examples**
Omit wherever occurring the examples.
- 210 Section 7.8.14 (Member who cannot apply for increased rent ceiling), see notes**
Omit wherever occurring the see notes.
- 211 Paragraph 7.8.14.1.c (Member who cannot apply for increased rent ceiling), note**
Omit the note.
- 212 Section 7.8.15 (Increased rent ceiling – effect on rent allowance), examples**
Omit wherever occurring the examples.
- 213 Subsection 7.8.15.3 (Increased rent ceiling – effect on rent allowance), see note**
Omit the see note.
- 214 Paragraph 7.8.16.2.a (Reduction in rent ceiling – effect on rent allowance), related information**
Omit the related information.
- 215 Paragraph 7.8.17.3.b (Contribution for rented home), see note**
Omit the see note.

- 216 Subsection 7.8.18C.2 (If a flexible service determination ends early), see note**
Omit the see note.
- 217 Subsection 7.8.21.4 (House-sitter for absent member), see note**
Omit the see note.
- 218 Section 7.8.22 (Resident child carer), see notes**
Omit wherever occurring the see notes.
- 219 Subparagraph 7.8.23.1.b.iii (Home is sublet), see note**
Omit the see note.
- 220 Section 7.8.25 (Furniture rental), see notes**
Omit wherever occurring the see notes.
- 221 Section 7.8.25 (Furniture rental), notes**
Omit wherever occurring the notes.
- 222 Section 7.8.25 (Furniture rental), examples**
Omit wherever occurring the examples.
- 223 Subsection 7.8.27.3 (Member promoted), see note**
Omit the see note.
- 224 Subsection 7.8.27.6 (Member promoted), example**
Omit the example.
- 225 Section 7.8.28 (Member reduced in rank), see notes**
Omit wherever occurring the see notes.
- 226 Subsection 7.8.29.3 (Changing homes at the posting location), see note**
Omit the see note.

- 227 Subsection 7.8.30.1 (Member moves to other suitable accommodation), note**
Omit the note.
- 228 Subsection 7.8.30.1 (Member moves to other suitable accommodation), see note**
Omit the see note.
- 229 Subsection 7.8.31.1 (Rent allowance on deployment), related information**
Omit the related information.
- 230 Paragraph 7.8.33.1.b (Dependants removed before member ceases full-time service), see note**
Omit the see note.
- 231 Subsection 7.8.34.1 (Member on leave without pay), related information**
Omit the related information.
- 232 Subsection 7.8.35A.2 (Contribution for member on a flexible service determination), see note**
Omit the see note.
- 233 Subsection 7.8.36.3 (Dependants not at a rented home), example**
Omit the example.
- 234 Subsection 7.8.36.4 (Dependants not at a rented home), see note**
Omit the see note.
- 235 Subsection 7.8.37.3 (Member dies), example**
Omit the example.
- 236 Subsection 7.8.37.5 (Member dies), note**
Omit the note.
- 237 Paragraph 7.8.39.1.b (Member who fails to respond to audit), see note**
Omit the see note.

- 238 Subsection 7.8.41.3 (Assistance with payments for rental home), table**
Omit wherever occurring the see notes.
- 239 Subsection 7.8.41.3 (Assistance with payments for rental home), note**
Omit the note.
- 240 Subsection 7.8.42.2 (Advance payment of bond when sharing), note**
Omit the note.
- 241 Subsection 7.8.42.2 (Advance payment of bond when sharing), example**
Omit the example.
- 242 Subsection 7.8.46.3 (Method of repayment), see note**
Omit the see note.
- 243 Section 7.8.47 (Rent paid before member moves in), examples**
Omit wherever occurring the examples.
- 244 Section 7.8.48 (Rent paid after member moves out), examples**
Omit wherever occurring the examples.
- 245 Section 7.9.1 (Overview)**
Omit the section.
- 246 Section 7.9.5 (Casual meal charges), see notes**
Omit wherever occurring the see notes.
- 247 Section 7.9.10 (Eligibility and rate of food allowance), see notes**
Omit wherever occurring the see notes.
- 248 Subsection 7.9.10.1 (Eligibility and rate of food allowance), exception**
Omit the exception, substitute:
- 1A. Despite subsection 1, a member with dependants (unaccompanied) is not eligible for food allowance when the member is paying the fortnightly meal charge under section 7.9.6.

- 249 Subsection 7.10.2.2 (Utilities – definition), example**
Omit the example.
- 250 Section 7.10.4 (Eligible member – reimbursement for utilities), examples**
Omit wherever occurring the examples.
- 251 Subsection 7.10.4.1 (Eligible member – reimbursement for utilities)**
Omit “described by section 7.10.3 is eligible for the reimbursement of these”, substitute “eligible for assistance under section 7.10.3 is eligible for the reimbursement of the following”.
- 252 Subsection 7.10.4.3 (Eligible member – reimbursement for utilities)**
Omit “one of the Service residences described in”, substitute “a Service residence listed in”.
- 253 Paragraph 7.10.9.4.c (Contribution for utilities – member living in), see note**
Omit the see note.
- 254 Subsection 7.10.11.2 (Advance payment of utility connection deposit when sharing), note**
Omit the note.
- 255 Subsection 7.10.11.2 (Advance payment of utility connection deposit when sharing), see note**
Omit the see note.
- 256 Subsection 7.10.12.1 (Member to give evidence of payment), see note**
Omit the see note.

Schedule 7—Miscellaneous amendments

Defence Determination 2016/19, Conditions of service

1 Annex 3.5.1 (Army – targeted rank and employment category completion bonus)

Omit the Annex.

2 Section 4.8.15 (Definition)

Omit “A course of study, approved by the CDF,”, substitute “An approved course of study”.

3 Section 5.4.23 (Approval to purchase recreation leave)

Omit the section, substitute:

5.4.23 Approval to purchase recreation leave

1. Before approving purchased recreation leave, the member’s supervisor must consider whether operation requirements are likely to prevent the member being granted the full amount of purchased recreation leave.
2. In this section, **supervisor** means a person in the member’s chain of command, at the following rank or APS classification.
 - a. Major or higher.
 - b. APS 6 or higher.

4 Subsection 5.11.1.3 (Overview)

Omit the subsection.

5 Section 9.3.52 (Who may be visited)

Omit the section, substitute:

9.3.52 Who may be visited

1. A member is eligible for compassionate travel to visit a person in an item in Column A of the following table subject to the conditions in Column B of the same item if the CDF approves the travel.

Note: The person in Column A is not required to normally live with the member.

Item	Column A Person	Column B Condition
1.	A person who is any of the following. a. The member's partner. b. The member's child.	The person is seriously ill.
2.	A person who is any of the following. a. The member's brother or sister. b. The member's parent or guardian. c. A dependant of the member recognised under section 1.3.83 or 1.3.85.	Both the following conditions are met. a. The person is seriously ill. b. The member has to be there because no-one else in the family is available and able to help.
3.	A person who is any of the following. a. The member's partner. b. The member's child. c. The member's brother or sister. d. The member's parent or guardian. e. A dependant of the member recognised under section 1.3.83 or 1.3.85.	One of the following conditions is met. a. The person is very seriously ill. b. The person has recently died.

2. A member's partner is eligible for compassionate travel to visit a person in an item in Column A of the following table subject to the conditions in Column B of the same item if the CDF approves the travel.

Note: The person in Column A is not required to normally live with the member.

Item	Column A Person	Column B Condition
1.	A person who is any of the following. a. The member. b. The member's child. c. The child of the member's partner.	The person is seriously ill.
2.	A person who is any of the following. a. The parent or guardian of the member's partner. b. The brother or sister of the member's partner. c. A dependant of the member's partner.	Both the following conditions are met. a. The person is seriously ill. b. The partner has to be there because no-one else in the family is available and able to help.
3.	A person who is any of the following. a. The member. b. The child of the member's partner. c. The parent or guardian of the member's partner. d. The brother or sister of the member's partner. e. A dependant of the member's partner.	The person is very seriously ill.

4.	A person who is any of the following. a. The member. b. The child of the member's partner. c. The parent or guardian of the member's partner. d. A dependant of the member's partner. e. The brother or sister of the member's partner.	The person has recently died.
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3. If the member and their partner both qualify for travel for the same event, both may be granted travel.
4. There is no travel benefit if the person applying to travel is already at the location of the person to be visited.

6 Section 9.3.53 (Exceptional reasons)

Omit "spouse or" wherever occurring.

7 Section 9.3.54 (Eligibility of member's spouse or partner – extra conditions)

Omit "spouse or" wherever occurring.

8 Subsection 9.3.55.1 (Travel overseas)

Omit "spouse or".

9 Subsection 9.3.57.1 (Means of travel)

Omit "spouse or".

10 Section 9.3.59 (Transfer of benefit)

Omit "spouse or" wherever occurring.

11 Section 9.3.60 (Children accompanying the member or spouse), title

Omit "spouse", substitute "partner".

12 Paragraph 9.3.60.b (Children accompanying the member or spouse)

Omit "spouse or".

13 Subsection 9.5.9.2 (Travel period – business travel)

Omit the subsection, substitute:

2. The travel period for a member in a situation set out in an item in Column A of the following table starts from the day in Column B of the same item and ends on the day in Column C of

the same item.

Item	Column A Member situation	Column B Start day	Column C End day
1.	The member travels direct to the duty location by the most economical means.	The day the member leaves their normal place of duty or residence	The day the member returns to their normal place of duty or residence.
2.	The member travels by another means that takes longer than the most economical means for a Service reason.		The day the member returns to their normal place of duty or residence.
3.	The member travels by another means that takes longer than the most economical means for a non-Service reason.	The day the member would have left their normal place of duty or residence if they had travelled by the most economical means	The day the member would have returned to their normal place of duty or residence, if they had travelled by the most economical means.
4.	The member takes a break unnecessarily or for private reasons during the period.	The day the member leaves their normal place of duty or residence.	The day the member returns to their normal place of duty or residence.
		The day the member resumes the travel for Service reasons.	

14 Subsection 9.5.11.2 (Travel period – posting travel)

Omit the subsection, substitute:

2. The travel period for a member in a situation set out in an item in Column A of the following table starts from the day in Column B of the same item and ends on the day in Column C of the same item.

Item	Column A Member situation	Column B Start day	Column C End day
1.	The member travels direct to the duty location by the most economical means.	The day the member leaves their normal place of duty or residence at the losing location.	The day the member arrives at the new posting location.
2.	The member travels by another means that takes longer than the most economical means, for a Service reason.		The day the member arrives at the new posting location.

3.	The member travels by another means that takes longer than the most economical means, for a non-Service reason.		The day the member would have arrived at the new posting location, if they had travelled by the normal means.
4.	The member takes a break unnecessarily or for private reasons during the period.	The day the member leaves their normal place of duty or residence at the losing location.	The day the member returns to their normal place of duty or residence.
		The day the member resumes the travel for Service reasons.	The day the member arrives at the new posting location.
5.	The member travels by another means that takes longer than the normal means, because they go on leave between the former posting location (the "losing location") and the gaining location.	The day the member leaves their normal place of duty or residence at the losing location.	The day the member returns to their normal place of duty or residence.
		The day the member resumes the travel to the new posting location.	The day the member arrives at the new posting location.

15 Subsection 9.5.12.3 (Travel period – ceasing continuous full-time service)

Omit the subsection, substitute:

3. The travel period for a member in a situation set out in an item in Column A of the following table starts from the day in Column B of the same item and ends on the day in Column C of the same item.

Item	Column A Member situation	Column B Start day	Column C End day
1.	The member travels direct to their final location by the most economical means.	The member leaves one of these places. a. Their last place of duty. b. The location where their duty ended.	The day the member arrives at their final location.
2.	The member takes a break unnecessarily or for private reasons during the period.	The member leaves one of these places. a. Their last place of duty. b. The location where their duty ended.	The day the member returns to their normal place of duty or residence.
		The member resumes the travel for Service reasons	The day the member arrives at the final location.

16 Section 11.3.2 (Entitlement for leave and other compensation)

Omit the section, substitute:

11.3.2 Entitlement for leave and other compensation

1. This section applies if a member, including a member of the Reserves, dies.
2. A person is eligible for the sum of what would have been payable to the member for the following if they had ceased to be a member on the day they died.
 - a. Recreation leave.
 - b. Long service leave.
 - c. War service leave.
 - d. Compensation for loss or damage to clothing or personal effects.
3. In this section, **a person** means a person who is eligible to receive a payment under section 1.6.4.

17 Section 16.4.14 (Alternative leave centre – leave centre ceases to be suitable)

Omit 'Military Conditions and Housing Policy' wherever occurring, substitute 'Overseas and Housing Policy'.

18 Subsection 17.7.23.2 (Conditions)

Omit the subsection, substitute:

2. A member whose deployment period is set out in an item in Column A of the following table is eligible for relief out-of-country travel fare assistance for the number of trips in Column B of the same item.

Item	Column A Deployment time	Column B Number of trips
1.	One of the following. a. It is intended that the member be deployed for six months or more, but less than nine months. b. The member is approved for out-of-country travel fare assistance under paragraph 1.a.	1
2.	It is intended that the member be deployed for nine months or more, but less than 12 months.	2
3.	It is intended that the member be deployed for 12 months or more, but less than 15 months.	3
4.	It is intended that the member be deployed for 15 months or more, but less than 18 months.	4
5.	It is intended that the member be deployed for 18 months or more.	5