



# **Defence Determination, Conditions of service Amendment Determination 2024 (No. 14)**

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I, BRIGADIER KIRK LLOYD, Director General, People Policy and Employment Conditions, make the following Determination under section 58B of the *Defence Act 1903*.

Dated 17 December 2024

BRIG Kirk Lloyd  
Director General  
People Policy and Employment Conditions  
Defence People Group

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## 1 Name

This instrument is the Defence Determination, Conditions of service Amendment Determination 2024 (No. 14).

## 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.

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<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. The whole of this Instrument.	19 December 2024	

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Note: This table relates only to the provisions of this instrument as originally made.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 not 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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

# Schedule 1—Breakdown of relationship amendments

## *Defence Determination 2016/19, Conditions of service*

### 1 Section 6.1A.2

Insert:

**Family court** means the following.

- a. The Federal Circuit and Family Court of Australia.
- b. The Family Court of Western Australia.
- c. The Magistrates Court of Western Australia, constituted by a family law magistrate.

### 2 After paragraph 6.1.5.e

Insert:

- f. They are eligible for a removal under Part 5 Division 10.

### 3 After section 6.1.16

Insert:

#### **6.1.16A Member this Division does not apply to**

This Division does not apply to a member who is eligible for a removal under Part 5 Division 10.

### 4 After section 6.1.25

Insert:

#### **6.1.25A Member this Division does not apply to**

This Division does not apply to a member who is eligible for a removal under Part 5 Division 10.

### 5 After section 6.2.1

Insert:

#### **6.2.1AA Member this Part does not apply to**

This Part does not apply to a member who is eligible for a removal under Part 5 Division 10.

**6 After section 6.3.2**

Insert:

**6.3.2A Member this Part does not apply to**

This Part does not apply to a member who is eligible for a removal under Part 5 Division 10.

**7 After paragraph 6.5.4.2.d**

Insert:

da. Division 10, Assistance on breakdown of relationship.

**8 Subsection 6.5.29.1 (note to table items 1 and 4)**

Repeal the note; substitute:

**Note:** The member may be eligible for a removal under Division 10 in connection with a breakdown of their relationship.

**9 Chapter 6 Part 5 Division 10**

Repeal the Division, substitute:

## **Division 10: Assistance on breakdown of relationship**

### **Subdivision 1: General provisions**

**6.5.76 Simplified outline of this Division**

A relationship between a member and their partner may break down and a removal may be needed. The benefits provided in this Division are available for both a member and their former partner, and may include the removal of furniture and effects, pet relocation and private vehicle removals in Australia. This Division provides all the removal related benefits available following the end of a relationship.

The eligibility requirements that a person seeking a removal needs to meet are provided in Subdivision 2. Each person needs to be eligible in their own right before they can receive a removal.

Removals may be limited in terms of what can be removed, how many removals a person can receive under this Division and where the removals can be effected to (Subdivision 3).

Additional benefits for privately arranged removals and hiring household goods may also be available in specific circumstances (Subdivision 4).

**6.5.76A Definitions**

In this Division, the following apply.

**Decision maker** means the following

- a. Executive Director Relocations and Housing.
- b. Director Relocations and Housing.
- c. Assistant Director Relocations and Housing.
- d. Assistant Contract Manager Relocations and Housing.
- e. An employee of Toll Transitions who performs the duties of the following.
  - i. National Relocations Administration Services Manager.
  - ii. Regional Relocations Manager.
  - iii. Relocations Administration Services Manager.
  - iv. Senior Case Manager.

#### **6.5.77 Person this Division applies to**

This Division applies to any of the following persons when a relationship breaks down.

- a. A member posted to a location in Australia.
- b. A member's former partner.

### **Subdivision 2: Eligibility for a removal**

#### **6.5.78 Eligibility for removal**

1. A person is eligible for a removal if their relationship has broken down and all of following are met.
  - a. The person applies for a removal in writing.
  - b. The decision maker is satisfied that the removal is reasonable, having regard to the following.
    - i. The intention to establish separate living arrangements.
    - ii. Any relevant orders made by a court.
    - iii. If the person is a member — the reason they need to vacate the property.
    - iv. Any other relevant factor.

**Note 1:** Both people may be eligible to receive a removal under this Division.

**Note 2:** Members receiving a removal under this Division are not eligible for disturbance allowance under Part 1 Division 1.

2. The application for a removal under this Division must be made by the later of the following.
  - a. If the person is a member — within 90 days of notification of the breakdown of the relationship.
  - b. If the person is not a member — within 12 months of notification of the breakdown of the relationship.
  - c. A later day that the decision maker is satisfied is reasonable.

3. For paragraph 2.c, **decision maker** means the following.
  - a. Executive Director Relocations and Housing.
  - b. Director Relocations and Housing.
  - c. Assistant Director Relocations and Housing.
  - d. Assistant Contract Manager Relocations and Housing.

#### **6.5.79 Number of removals**

1. A member is eligible for one removal under this Division in a 24-month period.
2. A person is eligible for one removal for the breakdown of a relationship with the same partner.

**Note:** Unless subsection 3 applies, if a member and their former partner reunite and separate again, neither person will be eligible for another removal.
3. The person is eligible for one additional removal if the decision maker is satisfied it is reasonable in the circumstances.

### **Subdivision 3: Removals**

#### **6.5.80 Location for removals**

1. A removal is between two locations in Australia.
2. A removal is from any of the following locations.
  - a. The residence in the housing benefit location.
  - b. Family benefit location.
  - c. If the person has items stored under Division 7 — from the storage facility.
  - d. Another location the decision maker considers reasonable.
3. A removal is to any of the following locations.
  - a. If the person is a member — to any of the following locations.
    - i. The residence in their housing benefit location that they will occupy.
    - ii. A storage facility if they are eligible for storage under Division 7.
  - b. If the person is not a member and their former partner is a member of the Permanent Forces at the time the relationship broke down — the removal is to one of the following locations.
    - i. If the marriage or ADF recognition took place outside Australia and the person's passage to Australia was at Commonwealth expense — the person's point of entry into Australia.
    - ii. Any other location in Australia where the person has established or intends to establish a permanent home.

- c. If the person is not a member and their former partner is a member of the Reserves on continuous full-time service at the time the relationship broke down — the removal is to a one of the following locations.
  - i. Where the person lived in Australia with the member immediately before the member started continuous full-time service.
  - ii. Another location in Australia.
- 4. If a removal is to a location under subparagraph 3.c.ii, any cost that is above the cost of a removal to the location in subparagraph 3.c.i is payable by the person.
- 5. Despite subsection 3, items cannot be removed from a storage facility into another storage facility provided under Division 7 unless all of the following apply.
  - a. Both persons are members.
  - b. The purpose of the removal is to separate items belonging to each of the persons.
- 6. The location the removal is provided to must be consistent with the basis on which eligibility for the removal was decided.

#### **6.5.81 What can be removed**

- 1. Subsection 2 applies to any of the following.
  - a. A member who requires a removal to their housing benefit location other than from a storage facility under Division 7 alone.
  - b. A person who is not a member.
- 2. A person is eligible for the removal of any of the following.
  - a. The removal of furniture and effects that would be removed under Division 2.
  - b. Pet relocation that would be provided under Part 1 Division 3.
  - c. The removal of a private vehicle and a towable item in accordance with section 6.5.83A.
  - d. The removal of items from storage under Division 7.
- 3. A member who requires a removal to the housing benefit location from a storage facility under Division 7 is eligible for the removal of the furniture and effects stored in the facility.
- 4. A member who requires a removal within their housing benefit location is eligible for the removal of any of the following.
  - a. The removal of furniture and effects that would be removed under Division 2.
  - b. The removal of items from storage under Division 7.
- 5. If the member has storage under Division 7 and is receiving a removal under this Division, the decision maker may review the member's storage benefit in accordance with section 6.5.63.

#### **6.5.82 What cannot be removed**

An item cannot be removed unless any of the following are met.



- a. The other person has given their written consent for the item to be removed, whether or not it has been provided in consent orders issued by a family court.
- b. A family court has issued a property settlement ruling in relation to the item.
- c. An order has been made under relevant Commonwealth, State or Territory court in relation to the item.
- d. A binding financial agreement has been made under Commonwealth, State or Territory legislation in relation to the item.

### **6.5.83 When a removal will occur**

A removal must not occur until the following information has been provided to the removalists.

- a. The location to collect the items.
- b. The location to remove the items to.
- c. An inventory of the items being removed.

### **6.5.83A Removals of private vehicles and towable items**

1. The removal of a private vehicle and towable items includes the removal of any of the following.
  - a. One private vehicle.
  - b. One towable item, as defined by section 6.5A.2.
2. A private vehicle must meet all of the following.
  - a. It is owned by a person in the relationship.
  - b. It is registered to a person in the relationship.
  - c. It is roadworthy.

**Note:** The rules in subsection 6.5.82 apply to the removal of private vehicles and towable items.
3. The removal of a private vehicle means one of the following.
  - a. If the person is a member — vehicle allowance as calculated under sections 9.6.25 and 9.6.26, up to the cost of transporting the vehicle.
 

**Note:** Travel by private vehicle for the non-serving partner is provided for under 9.3.21.
  - b. The removal of the vehicle.
4. The removal of a towable item means the transport of the towable item.
 

**Note:** A person may choose to tow their towable item.
5. If a private vehicle has been removed under paragraph 3.b, the person is eligible for the reimbursement of the cost of delivering the vehicle to the transport agency's depot and collecting the vehicle from the depot if all of the following apply.
  - a. The person arranges for the vehicle to be delivered and picked up from a depot.
  - b. The decision maker is satisfied the cost is reasonable.

6. Costs for subsection 5 include, but are not limited to, any of the following.
  - a. Drainage of fuel tanks.
  - b. Unavoidable storage charges.
  - c. Fares for the most economical means to and from the depot.

## **Subdivision 4: Additional benefits**

### **6.5.83B Privately arranged removals**

1. A person who is eligible for a removal and makes private arrangements for a removal of their furniture and effects is eligible for one of the following.
  - a. If the person is not a member and decision maker is satisfied that the removal was urgent — reimbursement of the costs the decision maker considers reasonable.
  - b. In any other circumstance — reimbursement to the lesser of the following.
    - i. The cost of the assistance a person would have received had they had a removal under this Division.
    - ii. The actual cost of the privately arranged removal.

**Note:** The removal can be arranged through a commercial removal company or carried out personally.
2. For the purposes of subsection 1, the costs include any of the following.
  - a. The hire of, and fuel for, a suitable removal vehicle.
  - b. Vehicle assistance for the use of a private vehicle for the distance from the old to the new location, up to the amount payable for vehicle allowance under Chapter 9 Part 5 Division 4.
3. If a person receives a benefit under paragraph 1.b, they are not eligible for a removal under section 6.5.78.
4. For paragraph 1.a, **decision maker** means the following.
  - a. Executive Director Relocations and Housing.
  - b. Director Relocations and Housing.
  - c. Assistant Director Relocations and Housing.
  - d. Assistant Contract Manager Relocations and Housing.

### **6.5.83C Hire of household items**

1. The person is eligible to be reimbursed for the costs to hire a replacement item that was lost or damaged in connection with the removal if they meet all of the following.
  - a. The person is not a member.
  - b. They received a removal under this Division.
  - c. They live with the member's recognised family.

- d. They have filed an indemnity or insurance claim for the item.
  - e. The item meets the criteria provided in subsection 6.5.13.1.
2. The person is eligible to be reimbursed the costs of using a laundromat washing machine and dryer if all of the following are met.
- a. The washing machine or dryer is lost or damaged during a removal.
  - b. The person cannot hire a suitable replacement at the new location.
3. Eligibility under this section ends when any of the following occur.
- a. The original item is delivered or repaired.
  - b. The person receives a payment for the lost or damaged item.
  - c. The member's recognised family member no longer lives with the person.

**10 After section 6.5A.4**

Insert:

**6.5A.4A Members this Part does not apply to**

This Part does not apply to a member who is eligible for a removal under Chapter 6 Part 5 Division 10.

**11 After section 9.2.8**

Insert:

**9.2.8A Members this Division does not apply to**

This Division does not apply to a member who is eligible for a removal under Chapter 6 Part 5 Division 10.

**12 Section 9.3.23**

Repeal the section.

## Schedule 2—Extension of benefits on death of member amendments

### *Defence Determination 2016/19, Conditions of service*

**1 Subsection 6.5.61.3**

Omit “is ceases”, substitute “ceases”.

**2 Paragraph 6.5.61.3.a**

Omit “Six months”, substitute “Fifteen months”.

**3 After subsection 6.5.85.2A**

Insert:

2B. The member’s resident family or recognised other persons are eligible for a removal of the following to a location within Australia.

a. Up to 2 private vehicles.

b. Up to 2 towable items.

**Note:** Vehicles and towable will not be moved into storage facilities.

**4 Section 6.5.87**

Repeal the section, substitute:

**6.5.87 Limits on removals following death of a member**

Removals under this Division must occur before the later of the following.

a. 15 months of the death of the member.

b. A day that the CDF is satisfied that it is reasonable in the circumstances.

**5 Paragraph 7.6.60.2.a**

Omit “6 months”, substitute “15 months”.

**6 Paragraph 7.8.37.2.b**

Omit “6 months”, substitute “15 months”.

**7 Paragraph 7.8.37.2.c**

Omit “6 months”, substitute “15 months”.

# Schedule 3—Continuation of housing amendments

## Defence Determination 2016/19, Conditions of service

### 1 Subsection 7.6.41.1 (item 2, column C)

Repeal the cells, substitute:

Annex 7.A Part 3, Column B for the Service residence is classified in.
Annex 7.A Part 4, Column B for their rank group and living arrangement.
Annex 7.A Part 4 Column C for their rank group and living arrangement.

### 2 After section 7.6.41

Insert:

#### 7.6.41A Contribution for a Service residence under section 7.6.59

1. This section applies to a member to whom section 7.6.59 applies.

**Note:** Section 7.6.59 applies if the member no longer has resident family and recognised other persons living with them in the Service residence.

2. The member must pay the fortnightly contribution that applied for their family circumstances had they not changed.

**Note:** Contributions under this section are subject to routine yearly adjustments.

#### 7.6.41B Contribution for a Service residence under section 7.6.59A

1. This section applies to a member to whom section 7.6.59A applies.

**Note:** Section 7.6.59A applies to a member who requests to continue occupation of a Service residence past the date eligibility ends under section 7.6.59.

2. The member must pay one of the following fortnightly contributions for the period they have requested to remain in the Service residence under subsection 7.6.59A.1.
  - a. If the decision maker is satisfied that the member requested to remain in the home for medical or compassionate reasons or that, for the period the member has requested to remain in the home, it is not needed for a member who is eligible under section 7.6.28 — the lower of the following.
    - i. The fortnightly contribution that applied for their family circumstances had they not changed.
    - ii. The fortnightly contribution for the member's rank group and the rent band of the Service residence.
  - b. In any other circumstance — the fortnightly contribution that applied for their family circumstances had they not changed.

**Note:** Contributions under this section are subject to routine yearly adjustments.

3. In this section, **decision maker** means any of the following.
  - a. An employee of Defence Housing Australia who performs the duties of any of the following.
    - i. Team Leader in a Housing Contact Centre.
    - ii. Housing Specialist in a Housing Contact Centre.
    - iii. Housing Contact Centre Quality Assurance Manager.
    - iv. Regional Operations Manager in a Regional Office.
  - b. Executive Director Relocations and Housing.
  - c. Director Relocations and Housing.
  - d. Assistant Director Relocations and Housing.
  - e. Assistant Contract Manager Relocations and Housing.

#### **7.6.41C Contribution on breakdown of relationship under section 7.6.59C**

1. This section applies to a member who to whom section 7.6.59C applies.
2. The member must pay the following fortnightly contribution.
  - a. For the first month, starting on the day they stop having accompanied resident family and recognised other persons living at the Service residence — the fortnightly contribution that applied for their family circumstances had they not changed.

**Note:** Contributions under this paragraph are subject to routine yearly adjustments.
  - b. For the remainder of the period that has been approved under subsection 7.6.59C.2 — the amount of rent determined by Defence Housing Australia.

### **3 Section 7.6.59**

Repeal the section, substitute:

#### **7.6.59 Resident family or recognised other persons not at the Service residence**

1. This section applies to a member who occupied a Service residence with accompanied resident family or recognised other persons and they become one of the following.
  - a. A member with no resident family or recognised other persons.
  - b. A member with unaccompanied resident family and no accompanied resident family.

**Note:** The member may have recognised other persons living with their unaccompanied resident family.
2. This section does not apply to a member who stops being eligible to occupy the Service residence under section 7.6.59B.
3. The member is eligible to occupy the Service residence until the earlier of the following days.

- a. The day the member and the persons who were the member's accompanied resident family or recognised other persons stopped occupying the Service residence.
- b. One of the following.
  - i. If the change occurred due to a person's death — the day that is 3 months after the member no longer has accompanied resident family or recognised other persons living at the Service residence.
  - ii. In any other circumstance — the day that is one month after the member stops having accompanied resident family or recognised other persons living at the Service residence.

**Note:** Section 7.6.59A provides eligibility for a member to remain in the Service residence beyond the day set by this section.

#### **7.6.59A Member who request to remain in a Service residence**

1. If a member requests to continue to occupy the Service residence beyond the day they stop being eligible under section 7.6.59, the member is eligible to continue to occupy the Service residence until the earlier of the following.
  - a. The day the member has requested to stay in the Service residence until.
  - b. The day that is the last day of their current posting.
  - c. The day the member no longer lives at the Service residence.

**Note:** Once eligibility under this section ends, the member may choose to live in the Service residence under section 7.6.29 or 7.6.30 if it is a surplus Service residence.

2. This section does not apply to a member who ceases to be eligible to occupy the Service residence under section 7.6.59B.

#### **7.6.59B Dual serving couples on breakdown of relationship**

1. This section applies to a dual serving couple if all of the following have been met.
  - a. Both members occupy the same Service residence.
  - b. The relationship between the members has broken down.
  - c. Both members request to continue occupation of the Service residence.
2. Eligibility to occupy the Service residence ceases for the following member.
  - a. If only one member will be residing with accompanied resident family or recognised other persons following the relationship breakdown, eligibility to occupy the Service residence ends for the other member.
  - b. If any of the following apply as a result of the relationship breakdown, eligibility ends for the member who is not on the agreement with Defence Housing Australia.
    - i. Both members will reside with accompanied resident family or recognised other persons.
    - ii. Neither member will reside with accompanied resident family or recognised other persons.

**Note:** Members have access to other forms of housing assistance if their eligibility to occupy the Service residence ends.

#### **7.6.59C Continued occupation of Service residence for recognised family on breakdown of relationship**

1. This section applies to a member who meets all of the following.
  - a. The member and their partner's relationship breaks down.
  - b. The member no longer occupies the Service residence.
  - c. The member was occupying the Service residence with accompanied resident family or recognised other persons immediately before the breakdown of the relationship.
  - d. The Service residence will continue to be occupied by at least one person who is the member's recognised family.
2. The member's recognised family are eligible to occupy the Services residence beyond what is provided by subsection 7.6.59.3 for a period the decision maker is satisfied is reasonable after considering all of the following.
  - a. The time needed for the persons to acquire new housing.
  - b. The availability of other forms of accommodation that are suitable for the needs of the recognised family.

**Note:** Under Defence Housing Australia rules, carers or parents of children may occupy the property with the member's recognised family.
3. Despite subsection 2, eligibility under this section ends when the member's recognised family no longer occupies the Service residence.
4. In this section, **decision maker** means any of the following.
  - a. An employee of DHA who performs the duties of any of the following.
    - i. Team Leader in a Housing Contact Centre.
    - ii. Housing Specialist in a Housing Contact Centre.
    - iii. Housing Contact Centre Quality Assurance Manager.
    - iv. Regional Operations Manager in a Regional Office.
  - b. Executive Director Relocations and Housing.
  - c. Director Relocations and Housing.
  - d. Assistant Director Relocations and Housing.
  - e. Assistant Contract Manager Relocations and Housing.

#### **4 At the end of subsection 7.8.5.1**

Insert:

**Note:** Division 5 provides events which may end or effect a member's eligibility to rent allowance.

#### **5 At the end of subsections 7.8.5.2 and 7.8.5.3**

Add:

**Note:** Division 5 provides events which may end or effect a member's eligibility to rent allowance.



**6 Paragraph 7.8.47.1.c**

Repeal the paragraph.

# Schedule 4—Early childhood education assistance amendments

## *Defence Determination 2016/19, Conditions of service*

### **1 Paragraph 15.1.3A.a**

Repeal the paragraph, substitute:

- a. For a posting location in an item of column A of Annex 15.6.A, one of the following.
  - i. If the child is in early childhood education — the school in column B of the same item.
  - ii. If the child is in pre-school — the school in column C of the same item.
  - iii. If the child is in primary school — the school in column D of the same item.
  - iv. If the child is in secondary school — the school in column E of the same item.

### **2 Paragraph 15.6.2.b**

Omit “that is more than 3 years old”.

### **3 Paragraph 15.6.2.c**

Repeal the paragraph, substitute:

- c. The child is enrolled in one of the following.
  - i. A centre-based early childhood education facility.

**Note 1:** This does not include hiring of a nanny or au pair, in-home care or family day care.

**Note 2:** The child enrolled in an early childhood education facility does not have to be enrolled full-time
  - ii. Pre-school.

**Note:** The child enrolled in pre-school does not have to be enrolled full-time.
  - iii. Full-time primary school.
  - iv. Full-time secondary school.
  - v. Full-time tertiary education.
  - vi. Full-time junior college or similar institution in the USA.

## 4 After Chapter 15 Part 6 Division 1

Insert:

### Division 1A: Early childhood education assistance for children at the posting location

#### 15.6.6A Purpose

The purpose of early childhood education assistance is to assist members who are on long-term posting overseas and have a child attending a centre-based early childhood education facility in the posting location with the associated fees.

#### 15.6.6B Member this Division applies to

This Division applies to a member who meets all of the following.

- a. They have a dependant who is 3 years of age or younger who meets all of the following.

**Note:** Education assistance from a member's accompanying child who is attending pre-school is provided under Division 1.

- i. They live with the member at the overseas posting location.
- ii. They cannot be enrolled in pre-school as a result of local preschool entry dates.

- b. Their dependant is enrolled in an early childhood education facility at the member's posting location overseas.

**Note:** Education assistance from a member's accompanying child who is attending pre-school is provided under Division 1.

#### 15.6.6C Member this Division does not apply to

This Division does not apply to a member who meets any of the following.

- a. They are on leave without pay.
- b. They are receiving another form of education assistance for the child.

**Note:** This includes education assistance from an entity external to Defence.

#### 15.6.6D Definitions

In this Division, the following apply.

**Activity hours** has the meaning given by 15.6.6E.

**Compulsory fees** means the mandatory costs incurred for application fees, enrolment fees and compulsory tuition fees.

**Note:** Compulsory fees do not include uniforms or equivalent, incidentals, such as nappies and wipes, meals and snacks, excursions or any other charges above the benchmark.

**Early childhood education facility** means a centre-based facility providing early childhood education.

**Note:** It does not include alternative care types, such as an au pair or nanny, in-home care, family day care or playgroups.

**Yearly benefit** means the amount calculated using the following formula.

$$\textit{Yearly benefit (AUD)} = A - B$$

Where:

**A** is the compulsory fees charged by benchmark school in the member's posting location in Australian Dollars.

**Note:** The benchmark amount is converted from local currency to Australian Dollars using the exchange rate used to pay the member's salary as at 1 July within the year prior to the date of processing the benefit.

**B** is one of the following.

- i. If the member is an unaccompanied member — AUD \$11,313.00.
- ii. If the member is an accompanied member — AUD \$17,059.00.

### 15.6.6E Activity hours

**Activity hours** means all of the following.

- a. In relation to the member, any of the following.
  - i. They are required to attend for duty as part of the regular pattern of work.
  - ii. They are travelling between their place of work and the early childhood education facility the child attends.
- b. If the member is an accompanied member — any of the following apply to the member's partner.
  - i. They are undertaking paid work.
  - ii. They are undertaking study.
  - iii. They are travelling between their place of work or study and the early childhood education facility the child attends.
  - iv. They are on a period of paid leave.

**Note:** Paid leave includes annual, personal, parental and maternity leave.

### 15.6.6F Eligibility

1. A member is eligible for early childhood education assistance on a day the child attends an early childhood education facility and one of the following applies.
  - a. If the member is an unaccompanied member — they are undertaking activity hours.
  - b. If the member is an accompanied member — one of the following applies.
    - i. The member and their partner are undertaking activity hours.
    - ii. The member is undertaking activity hours and their partner is unable to care for the child without assistance because of a medical condition.

**Note:** The member must provide evidence that their partner is undertaking activity hours or unable to care for their dependent child without assistance because of a medical condition. This may include a letter from the partner's employer, a course enrolment letter with expected contact hours, or medical evidence.

2. A member is not eligible for early childhood education assistance for more than the following.
  - a. 10 hours on a day.
  - b. 5 days in a week.
3. If the yearly benefit is AUD 0 or less, the member is not eligible for early childhood education assistance.

#### **15.6.6G Rate of early childhood education assistance**

1. The hourly rate of early childhood education assistance is calculated using the following formula, rounded up to the nearest whole dollar.

$$\text{Education assistance (AUD)} = \left( \frac{\text{yearly benefit}}{52} \right) \div 50$$

2. The total number of hours of early childhood education assistance on a day is rounded up to the full hour.
3. If the yearly rate changes, the rate of early childhood education assistance is the rate that applied on the day the costs were incurred.

#### **15.6.6H Cessation of eligibility for early childhood education assistance**

A member ceases to be eligible for early childhood education assistance for a day 3 months after the invoice for that day has being issued.

### **5 Section 15.6.7**

After "applies to a member whose child is" insert "3 years or older and is".

### **6 Paragraph 15.6.10.1.b**

Omit "to attend for 15 hour per week"

### **7 Paragraph 15.6.10.1.b (note)**

Omit the note.

### **8 Annex 15.6.A**

Repeal the Annex, substitute:

## Annex 15.6.A: Benchmark schools

Item	Column A Posting location	Benchmark school			
		Column B Early childhood education facility	Column C Pre-school/Kindergarten	Column D Primary school	Column E Secondary school
1.	Bangladesh	–	American International School Dhaka	American International School Dhaka	American International School Dhaka
2.	Belgium	British School of Brussels	International School, Brussels	International School, Brussels	International School, Brussels
3.	Brunei	–	Jerudong International School	Jerudong International School	Jerudong International School
4.	Cambodia	–	–	International School, Phnom Penh	–
5.	Canada	La Citadelle International Academy of Arts and Science School	Turnbull School, Ottawa	For grades 1–3, Turnbull School, Ottawa For grades 4-6, Ashbury College, Ottawa	Ashbury College, Ottawa
6.	China	–	British School, Beijing	British School, Beijing	British School, Beijing
7.	Cook Islands	–	Te Uki Oh School	Te Uki Oh School	–
8.	East Timor	–	Quality Schools International, Dili	Quality Schools International, Dili	Quality Schools International, Dili
9.	Ethiopia	–	International Community School Addis Ababa	International Community School Addis Ababa	International Community School Addis Ababa
10.	Fiji	–	International School, Suva	International School, Suva	International School, Suva
11.	France				
	- Paris	Claudine Oliver	International School, Paris	International School, Paris	International School, Paris
	- other	Claudine Oliver	EPIM School, Aix-en-Provence	EPIM School, Aix-en-Provence	EPIM School, Aix-en-Provence
12.	Germany				

	- Bremen	–	The International School of Bremen	The International School of Bremen	The International School of Bremen
	- Hamburg	–	The International School of Hamburg	The International School of Hamburg	The International School of Hamburg
	- other	–	Brandenburg Berlin International School	Brandenburg Berlin International School	Brandenburg Berlin International School
13.	India	–	American Embassy School, New Delhi	American Embassy School, New Delhi	American Embassy School, New Delhi
14.	Indonesia	–	Jakarta International School	Jakarta International School	Jakarta International School
15.	Italy				
	- Pisa	–	International School of Florence	International School of Florence	International School of Florence
	- other	Asilo Nido Gli Amici di Pimpa	American Overseas School of Rome	American Overseas School of Rome	American Overseas School of Rome
16.	Japan	ABC International School	American School, Tokyo	American School, Tokyo	American School, Tokyo
17.	Jordan	–	American Community School, Amman	American Community School, Amman	American Community School, Amman
18.	Kiribati	–	–	Ruruboa School	–
19.	Kuwait	–	The English School	The English School	The English School
20.	Laos	–	Vientiane International School	Vientiane International School	Vientiane International School
21.	Malaysia				
	- Kuala Lumpur	–	Children's House	International School	International School
	- other	–	St Christopher's School, Butterworth	St Christopher's School, Butterworth	Uplands School, Butterworth
22.	Marshall Islands	–	Majuro Cooperative School	Majuro Cooperative School	Majuro Cooperative School
23.	Micronesia	—	Calvary Christian Academy	Calvary Christian Academy	Calvary Christian Academy
24.	Myanmar	–	The International School Yangon	The International School Yangon	The International School Yangon

25.	Netherlands (including The Hague)	–	The British School in The Netherlands	The British School in The Netherlands	The British School in The Netherlands
26.	New Caledonia	Garderie Les Bisounours	James Cook International School	James Cook International School	James Cook International School
27.	New Zealand				
	- Wellington	Co Kids Childcare	Any government school	Scots College	Scots College
	- other	Co Kids Childcare	Any government school	Any government school	Any government school
29.	Palau	–	Emmaus Gospel Kindergarten	Seventh Day Adventist Elementary School	–
30.	Papua New Guinea				
	- Port Moresby	–	Ela Beach	Any Australian curriculum primary school administered by the Papua New Guinea Government or the International Education Agency	Any Australian curriculum secondary school administered by the Papua New Guinea Government or the International Education Agency
	- Lae	–	–	Any Australian curriculum primary school administered by the Papua New Guinea Government or the International Education Agency	Any Australian curriculum primary school administered by the Papua New Guinea Government or the International Education Agency
31.	Philippines	–	International School, Manila	International School, Manila	International School, Manila
32.	Samoa	–	Baha'i Montessori	Vaiala Beach School	Robert Louis Stevenson Secondary School
33.	Saudi Arabia	–	American International School, Riyadh	American International School, Riyadh	American International School, Riyadh
34.	Singapore	Australian International School Singapore	Australian International School	Australian International School	Australian International School
35.	Solomon Islands	–	Woodford International School	Woodford International School	Woodford International School



36.	South Korea	Seoul Foreign School	Seoul Foreign British School	Seoul Foreign British School	Seoul Foreign British School Seoul Foreign School
37.	Spain				
	- Madrid	Alaria International Nursery School	American School of Madrid	American School of Madrid	American School of Madrid
	- La Coruna/Ferrol	Alaria International Nursery School	Colegio Obradorio	Colegio Obradorio	Colegio Obradorio
38.	Sri Lanka	–	Overseas School of Colombo	Overseas School of Colombo	Overseas School of Colombo
39.	Sweden	–	Stockholm International School	Stockholm International School	Stockholm International School
40.	Thailand	–	NIST International School	NIST International School	NIST International School
41.	Tonga	–	ACTS Community School	ACTS Community School	Ocean of Light International School
42.	Türkiye	–	–	The George C Marshall School	The George C Marshall School
43.	UK				
	- London	Holland Park Pre-prep and Nursery	Southbank International School	Southbank International School	Southbank International School
	- other	Bright Horizons Bristol Day Nursery and Preschool	Southbank International School	Southbank International School	Southbank International School
44.	United Arab Emirates	Redwood Nursery Yas Island	Cranleigh Abu Dhabi	Cranleigh Abu Dhabi	Cranleigh Abu Dhabi

45.	USA				
	- Washington DC	Capitol Hill Child Care	The government pre-school where the member lives.	The government primary school where the member lives.	The government secondary school where the member lives.
	- Hawaii	Kamaaina Kids, Kaneohe	The government pre-school where the member lives.	The government primary school where the member lives.	The government secondary school where the member lives.
	- Manhattan	–	Dwight School, New York	Dwight School, New York	Dwight School, New York
	- other	Brighter Daycare, San Diego	The government pre-school where the member lives.	The government primary school where the member lives.	The government secondary school where the member lives.
46.	Vanuatu	–	Mrs Parrett's Pre-school Kindergarten	Port Vila International School	–
47.	Vietnam	–	United Nations International School Hanoi	United Nations International School Hanoi	United Nations International School Hanoi