

DEFENCE FORCE REMUNERATION TRIBUNAL

DETERMINATION NO. 26 OF 2002

TRANSITIONAL PROVISION – SPECIAL ACTION FORCES ALLOWANCE

The Defence Force Remuneration Tribunal makes the following Determination under section 58H of the *Defence Act 1903*:

Commencement

1. This Determination commences on the date of signature.

Transitional – member entitled to continued payment of trainee rate

- 2.1 In this clause:

“former determination” means Determination No. 13 of 1996, Special Action Forces Allowance, as in force on 4 September 2002;

“specified period” means the period from 5 September 2002 to 14 January 2004.

- 2.2 This clause applies to a member who on 4 September 2002 was entitled to continued payment of the trainee rate of special action forces allowance (qualification and skill) under paragraph 11.1 (b) of the former determination.

- 2.3 The member’s entitlement continues to exist during the whole or part of the specified period under the conditions set out in the former determination, as if the former determination had remained in force during that period.

Transitional – entitlements during relevant period

- 3.1 In this clause:

“former determination” means Determination No. 13 of 1996, Special Action Forces Allowance, as in force during the relevant period;

“new determination” means Determination No. 11 of 2002, Special Action Forces Allowance, as in force during the relevant period;

“relevant period” means the period from 9 May 2002 to 5 September 2002.

- 3.2 The amount (if any) of special action forces allowance to which a member was entitled under the former determination during the relevant period is to be subtracted from the amount (if any) of the allowance to which the member was entitled under the new determination during that period.

3.3 In spite of subclause 3.2, the member’s entitlement to the allowance during the relevant period is not to be reduced below the amount to which the member was entitled under the former determination.

Dated this second day of December two thousand and two.

His Hon Judge F K Cawthorne
President

Commissioner A J Dangerfield
Member