



Defence Force Remuneration Tribunal Determination No. 8 of 2021, Salaries – Service Warrant Officers – amendment

The Defence Force Remuneration Tribunal, make this Determination under section 58H of the *Defence Act 1903*. It relates to Matter 3 of 2021, ADF Service Warrant Officers: daily rate of salary for Reserves.

Dated 9 April 2021

Ingrid Asbury
President

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Adrian Morris
Member

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Major General Gerard Fogarty, AO Rtd
Member

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1 Name

1. This Determination is Defence Force Remuneration Tribunal Determination No. 8 of 2021, *Salaries – Service Warrant Officers – amendment*.
2. This Determination may also be cited as DFRT Determination No. 8 of 2021.

2 Commencement

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

Commencement information	
Column 1	Column 2
Provisions	Commencement
1. The whole of this instrument	1 July 2021

Note: This table relates only to the provisions of this instrument as originally made.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

3 Authority

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

4 Schedules

1. Defence Force Remuneration Tribunal Determination No. 2 of 2017, *Salaries*, as amended,¹ is amended as set out in Schedule 1 of this Determination.

NOTE

1. Defence Force Remuneration Tribunal Determination No. 2 of 2017, *Salaries*, as amended by DFRT Determination Nos. 2, 3, 4, 5 and 7 of 2021.

Schedule 1—Service Warrant Officers – Amendment

DFRT Determination No. 2 of 2017, Salaries

1 Section B.4.6 (Rate of salary for Service Warrant Officers)

Omit the section, substitute:

B.4.6 Rate of salary for Service Warrant Officers

1. A Service Warrant Officer who is in the Permanent Forces is to be paid the rate of salary listed in Part 1 of Schedule B.10.
2. A Service Warrant Officer who is a member of the Reserves is to be paid the daily rate of salary listed in Part 1A of Schedule B.10, if the CDF is satisfied that the work to be completed requires the experience, skill and knowledge of a Service Warrant Officer.

2 Part 1 of Schedule B.10 (Service Warrant Officer and Warrant Officer Class 1 salary rates)

After the Part, insert:

Part 1A: Member of the Reserves (Service Warrant Officers)

Column 1 Rank	Column 2 Daily rate of salary
Service Warrant Officer	\$391.47

EXPLANATORY STATEMENT

Defence Force Remuneration Tribunal Determination No. 8 of 2021, Salaries – Service Warrant Officers – amendment

This Determination amends Defence Force Remuneration Tribunal (DFRT) Determination No. 2 of 2017, Salaries (the Principal Determination), made under section 58H of the *Defence Act 1903* (the Act) and in accordance with subsection 33(3) of the *Acts Interpretation Act 1901* (AIA Act). The Principal Determination sets out provisions dealing with salary for members of the Australian Defence Force (ADF).

The purpose of this Determination is to amend the Principal Determination to insert a daily rate of salary for a Service Warrant Officer who is a member of Reserves.

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

Section 2 of this Determination provides that the Determination commences on 1 July 2021.

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

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

Schedule 1 – Service Warrant Officers – Amendment

Section 1 omits and substitutes section B.4.6 of the Principal Determination which provides the conditions for payment of a rate of salary for a Service Warrant Officer. The amendment remakes the rule concerning Service Warrant Officers in the Permanent Forces in the same manner at the new subsection B.4.6.1, and adds a new provision for Service Warrant Officers in the Reserves. The new subsection B.4.6.2 sets the discretionary power for payment of the daily rate of salary for a Service Warrant Officer in the Reserves (created under section 2 of this Schedule). CDF must be satisfied that the work to be undertaken by the member requires the experience, skill and knowledge of a Service Warrant Officer in order for the member to be eligible for payment of the daily rate of salary set for Service Warrant Officers in the Reserves under Part 1A of Schedule B.10.

Section 2 amends Schedule B.10 of the Principal Determination which provides the rates of salary for Service Warrant Officer and Warrant Officer Class 1 in the ADF. This section inserts a new Part 1A into Schedule B.10 which provides the daily rate of salary set for a Service Warrant Officer who is a member of the Reserves.

Authority: Section 58H of the
Defence Act 1903