



Defence Force Remuneration Tribunal Determination No. 1 of 2018, Salaries — Flexible Service Determination — Amendment

The Defence Force Remuneration Tribunal, make this Determination under section 58H of the *Defence Act 1903*. It relates to Matter No. 13 of 2017 — Flexible Service Determinations.

Dated 20 February 2018

Ingrid Asbury
President

Adrian Morris
Member

Rear Admiral James Goldrick AO CSC RAN Rtd
Member

1 Name

1. This Determination is Defence Force Remuneration Tribunal Determination No. 1 of 2018, Salaries — Flexible Service Determination — Amendment.
2. This Determination may also be cited as DFRT Determination No. 1 of 2018.

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	The date of signature.

Note: This table relates only to the provisions of this instrument as originally made.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

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

DFRT Determination No. 2 of 2017, Salaries

1 Paragraph A.1.4.e (Salary not payable)

After the paragraph, insert:

- f. The member is on a nonworking period.

2 Subsection A.1.9.2 (General), table item for 'employment category'

After the table item, insert:

Flexible service determination	Means a determination made under subsection 23(2) of the <i>Defence Act 1903</i> as in force from time to time.
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3 Subsection A.1.9.2 (General), table item for 'member'

After the table item, insert:

Nonworking period	A nonworking period under a flexible service determination that applies to a member that is not the member's pattern of service.
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4 Subsection A.1.9.2 (General), table item for 'other rank'

After the table item, insert:

Pattern of service	Means the hours of duty or the periods of duty prescribed under a flexible service determination.
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NOTE

DFRT Determination No. 2 of 2017 commenced on 4 April 2017 and has been amended by DFRT Determination Nos. 3, 5, 6, 7, 8, 9 10, 12 and 14 of 2017.

Schedule 2—Amendment

DFRT Determination No. 11 of 2013, ADF Allowances

1 Section A.1.6 (Definitions), table definition for 'employment category'

After the definition, insert:

Flexible service determination	Means a determination made under subsection 23(2) of the <i>Defence Act 1903</i> .
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2 Section A.1.6 (Definitions), table definition for 'member'

After the definition item, insert:

Nonworking period	A nonworking period under a flexible service determination that applies to a member that is not the member's pattern of service.
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3 Section A.1.6 (Definitions), table definition for 'Part-time leave without pay (PTLWOP)'

After the definition item, insert:

Pattern of service	Means the hours of duty or the periods of duty prescribed under a flexible service determination.
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4 Paragraph A.1.8.4.c (Cessation of payment)

After the paragraph, insert:

- d. The member is on a nonworking period.

NOTE

DFRT Determination No. 11 of 2013 commenced on 12 September 2013 and has been amended by DFRT Determination Nos. 13, 19 and 20 of 2013; Nos. 6 and 9 of 2014; Nos. 5, 11, 12, 13, 14 and 16 of 2015; Nos. 1, 2, 5, 6 and 8 of 2016; Nos. 1, 2, 4, 7, 9 and 10 of 2017.

Schedule 3—Amendment

DFRT Determination No. 12 of 2012, Officer Aviation Remuneration Structure Allowance

1 Section 4 (Definitions), table definition for 'fixed wing pilot'

After the definition, insert:

Flexible service determination	Means a determination made under subsection 23(2) of the <i>Defence Act 1903</i> .
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2 Section 4 (Definitions), table definition for 'legacy stream'

After the definition, insert:

Nonworking period	A nonworking period under a flexible service determination that applies to a member that is not the member's pattern of service.
Pattern of service	Means the hours of duty or the periods of duty prescribed under a flexible service determination.

3 Subsection 5.2 (Effective service), table item 8

After the table item, insert:

9.	A nonworking period	The period does not count as effective service.
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NOTE

1. DFRT Determination No. 12 of 2012 commenced on 1 January 2013 and has been amended by DFRT Determination No. 5 of 2016; Nos. 1 and 2 of 2017.