Defence Determination 2016/23, First Principles Review – amendment

I, TYSON PAUL SARA, Assistant Secretary People Policy and Employment Conditions, make this Determination under section 58B of the Defence Act 1903.

Dated 22 June 2016

T P SARA
Assistant Secretary
People Policy and Employment Conditions
Defence People Group
1 Citation

1. This Determination is Defence Determination 2016/23, First Principles Review – amendment.

2. This Determination may also be cited as Defence Determination 2016/23.

2 Commencement

This Determination commences on 1 July 2016.

3 Amendment

Defence Determination 2016/19, Conditions of service, as amended,¹ is amended as set out in this Determination.

4 Subparagraph 1.3.43.a.i (Member undergoing recategorisation training)

omit
Permanent Force members and Reserve Force members

insert
members of the Permanent Forces and members of the Reserves

5 Subparagraph 1.3.43.a.ii (Member undergoing recategorisation training)

omit
Reserve Force members

insert
members on Reserve service

6 Section 2.2.2 (Member this Part applies to)

omit
Permanent and Reserve Force members

insert
members of the Permanent Forces and members of the Reserves
7 **Section 2.2.3 (Definitions), table**


table substitute

<table>
<thead>
<tr>
<th>Term</th>
<th>Special meaning in this Part</th>
</tr>
</thead>
<tbody>
<tr>
<td>Qualifying service</td>
<td>Service in Australia, overseas or on attachment or exchange with the armed forces of another country, by a member of the Permanent Forces or a member of the Reserves on continuous full-time service.</td>
</tr>
</tbody>
</table>

8 **Paragraph 2.3.26.1.a (Additional transition period)**

*omit*

Permanent Force career

*insert*

career in the Permanent Forces

9 **Subsection 2.3.26.2 (Additional transition period)**

*omit*

Permanent Force

*insert*

Permanent Forces

10 **Section 3.2.15 (Reserve Assistance Program attendance)**

*omit*

Reserve Forces member

*insert*

member of the Reserves
11 Section 3.2.17A (Electronic payment for a member of the Reserve Force), title only

*omit*

Reserve Force

*insert*

Reserves

12 Subsection 3.2.17A.1 (Electronic payment for a member of the Reserve Force)

*omit*

Reserve Force on continuous full-time service or on Reserve service

*insert*

Reserves

13 Subsection 3.2.24.2 (Recognition of service in the Reserves), example

*omit*

A Captain in the Reserve Force has six years of effective Reserve service and transfers to the Permanent Force.

*insert*

A Captain in the Reserves has six years effective Reserve service and transfers to the Permanent Forces.

14 Paragraph 3.2.25.2.a (Salary – member undergoing recategorisation training)

*omit*

For Permanent Force members and Reserve Force members

*insert*

For members of the Permanent Forces and members of the Reserves

15 Paragraph 3.2.25.2.b (Salary – member undergoing recategorisation training)

*omit*

Reserve Force members

*insert*

members on Reserve service
16  **Paragraph 3.2.25.2.c (Salary – member undergoing recategorisation training)**

*substitute*

c. For members of the Reserves who transfer to the Permanent Forces or undertake a period of continuous full-time service for their training — both the following amounts.

i. The salary for the rank, pay grade and increment that they would have held if they were on continuous full-time service immediately before they began training.

ii. Service allowance.

17  **Subparagraph 3.2.30.1.c.i (Increment advancement)**

*omit*

Permanent Force member

*insert*

member of the Permanent Forces

18  **Subparagraph 3.2.30.1.c.ii (Increment advancement)**

*omit*

For a Reservist (including a Reservist on continuous full-time service)

*insert*

For a member of the Reserves (includes Reserve service and continuous full-time service)

19  **Subparagraph 3.2.30.1.c.iii (Increment advancement)**

*omit*

Permanent and Reserve Forces

*insert*

Permanent Forces and Reserves

20  **Subsection 3.2.30.3 (Increment advancement)**

*omit*

Reserve member

*insert*

member of the Reserves
21 **Subsection 3.2.30.5 (Increment advancement)**

*omit*

Permanent Force

*insert*

Permanent Forces

22 **Subsection 3.2.32.2 (Placement under new increment structure on 2 July 2015), note**

*omit*

Permanent or Reserve Force

*insert*

Permanent Forces or Reserves

23 **Paragraph 3.2.55.b (Retention of pay grade)**

*omit, twice occurring*

sections 9 and 9A

*insert*

sections 9 and 10

24 **Section 3.2.58 (Movements between Reserve service and continuous full-time service)**

*substitute*

1. This section applies to a member in receipt of a non-reduction supplement who moves between Reserve service and continuous full-time service.

2. For any period of continuous full-time, the member is to be paid the non-reduction supplement at an annual rate, as if section 3.2.56 applied to the member.

3. For the period of Reserve service, the member is to be paid the non-reduction supplement at a daily rate worked out under section 3.2.57.

25 **Section 3.2.58 (Movements between Reserve service and continuous full-time service)**

*insert at the end*

**Note:** Continuous full-time service includes service by a member in the Permanent Forces.
Paragraph 3.5.6.a (Member eligible for a bonus)

substitute

a. They are a member of the Permanent Forces or a member of the Reserves on continuous full-time service.

Paragraph 3.5.14.1.b (Member leaves scheme)

omit

Permanent Force

insert

Permanent Forces

Paragraph 3.5.14.3.d (Member leaves scheme)

omit

Permanent Force

insert

Permanent Forces

Paragraph 3.5.55.b (Member this Division applies to)

omit

s.9A

insert

section 10

Subparagraph 3.5.56.1.a.ii (Completion bonus), table item 1

omit

s.32

insert

section 19

Subparagraph 3.5.56.1.a.ii (Completion bonus), table item 2

omit

s.32A

insert

section 19
32 Subsection 3.5.57.2 (Early payment of completion bonus), exceptions
omit
Reserve Force
insert
Reserves

33 Paragraph 3.5.72.1.b (Repayment)
omit
Permanent Force
insert
Permanent Forces

34 Paragraph 3.5.72.3.a (Repayment)
omit
Permanent Force
insert
Permanent Forces

35 Paragraph 3.5.76.1.a (Member eligible for the recruit instructors scheme)
omit
Reserves
insert
Reserve

36 Paragraph 3.5.93.5 (How to accept an offer under this Division), table item 1
omit
Reserve member
insert
Member of the Reserves
Subparagraph 3.6.3.a.i (Member this Part applies to)
*omit*
Permanent Force
*insert*
Permanent Forces

Subparagraph 3.6.3.a.ii (Member this Part applies to)
*omit*
Reserve Force
*insert*
Reserves

Paragraph 3.6.5.1.a (Considerations before an offer is made)
*omit*
Reserve Force
*insert*
Reserves

Paragraph 3.6.5.2.e (Considerations before an offer is made)
*omit*
Permanent Force
*insert*
Permanent Forces

Paragraph 4.1.3.a (Member this Part applies to)
*omit*
Permanent Force positions
*insert*
Positions in the Permanent Forces
42 Paragraph 4.1.3.b (Member this Part applies to)
  omit
  Reserve positions
  insert
  Positions in the Reserves

43 Section 4.6.2 (Member this Part applies to)
  omit, twice occurring
  Reserve
  insert
  Reserves

44 Section 4.6.3 (Definitions), definition for executive vehicle allowance guidelines
  omit
  section 9A
  insert
  section 10

45 Subsection 4.8.32.3 (Calculation of the maximum)
  omit
  Army Reserves
  insert
  Army Reserve
4.9.1 Overview

The ADF provides a range of fees and bonuses for some members of the Reserves.

4.9.1.6.1.b (High Readiness Reserve health support allowance), table item 1

omit

section 9A

insert

section 10

5.3.2.a (Member this Part applies to)

omit

Permanent Force

insert

Permanent Forces

5.3.2.b (Member this Part applies to)

omit

a Reserve Force undertaking

insert

the Reserves on

5.3.2.c (Member this Part applies to)

omit

Reserve Force

insert

Reserves
51 **Subsection 5.3.9.1 (Payment of salary and allowances on a medical absence), exception**
*omit*

Reservist

*insert*

member of the Reserves

52 **Subsection 5.3.9.1 (Payment of salary and allowances on a medical absence), example**
*omit*

for a Permanent Force member

*insert*

to a member of the Permanent Forces

53 **Subsection 5.4.41.2 (Member this Division applies to)**
*omit*

Permanent Force

*insert*

Permanent Forces

54 **Subsection 5.6.14.4 (Paid maternity leave), example 2**
*omit*

as a Reserve Force member

*insert*

the Reserves

55 **Paragraph 5.10.10.1.a (Members who are eligible)**
*omit*

Permanent Force or Reserve Force

*insert*

Permanent Forces or Reserves
Subsection 6.5.28.1 (Removal of gap year members)

*omit*

Permanent Force or Reserve Force placement

*insert*

placement in the Permanent Forces or Reserves

Subsection 6.5.78.3 (Eligibility for removal), table

*omit*

Reserve Forces and

*insert*

Reserves

Paragraph 6.5.85.1.b (Benefit for dependants), table

*omit*

Member of the Reserves in continuous full-time service

*insert*

Member of the Reserves on continuous full-time service

Annex 7.4.A, subsection 7.4.A.9.2 (Conduct and values)

*omit*

section 9A

*insert*

section 10

Paragraph 7.6.63.1.c (Special conditions on separation – statutory appointees)

*omit*

Permanent Force

*insert*

Permanent Forces
Paragraph 8.9.2.1.b (Members this Part applies to)
*omit*
Reserve members
*insert*
Members of the Reserves

Subsection 8.9.2.2 (Members this Part applies to)
*omit*
a Reserve Force
*insert*
the Reserves

Section 8.10.1 (Overview)
*omit*
Reserve members
*insert*
members of the Reserves

Section 8.10.1 (Overview), note 1
*omit*
Reserve Forces members
*insert*
members of the Reserves

Paragraph 8.10.2.a (Person this Part applies to), example
*omit*

Section 9.3.65 (Member this Division applies to)
*omit, twice occurring*
Reserve Forces
*insert*
Reserves
They are a member of the Reserves on continuous full-time service.

of the Reserve Forces who is

Reserve Force

Permanent Force

Permanent or Reserve forces

Reserve forces

Reserves

Reserves
Subparagraph 17.4.4.1.a.i (Member this Part applies to)

*omit*

Permanent Force

*insert*

Permanent Forces

**NOTE**

1. Defence Determination 2016/19 was made on 3 May 2016 and commences on 1 July 2016.