



2003B00259

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## Defence (Personnel) Amendment Regulations 2003 (No. 1)<sup>1</sup>

Statutory Rules 2003 No. <sup>2</sup>

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I, PHILIP MICHAEL JEFFERY, Governor-General of the  
Commonwealth of Australia, acting with the advice of the  
Federal Executive Council, make the following Regulations  
under the *Defence Act 1903*.

Dated 24 SEP 2003 2003

P.M. Jeffery

Governor-General

By His Excellency's Command

DANNA VALE

Minister for Veterans' Affairs

**1 Name of Regulations**

These Regulations are the *Defence (Personnel) Amendment Regulations 2003* (No. /). /

**2 Commencement**

These Regulations commence on gazettal.

**3 Amendment of *Defence (Personnel) Regulations 2002***

Schedule 1 amends the *Defence (Personnel) Regulations 2002*.

**Schedule 1 Amendments**

(regulation 3)

**[1] After subregulation 57 (3)**

*insert*

- (4) A member may make an application under subregulation (1) to withdraw an application under regulation 56 (the ***transfer application***):
- (a) if the transfer application has not been granted or refused under regulation 58 — at any time before the transfer application is granted or refused; or
  - (b) if the transfer application has been granted under regulation 58 — at any time before the transfer takes effect.

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**[2] After subregulation 61 (2)***insert*

- (3) A senior officer may make an application under subregulation (1) to withdraw an application under regulation 60 (the ***transfer application***):
- (a) if the transfer application has not been granted or refused under regulation 62 — at any time before the transfer application is granted or refused; or
  - (b) if the transfer application has been granted under regulation 62 — at any time before the transfer takes effect.

**[3] After subregulation 89 (3)***insert*

- (4) An officer may make an application under subregulation (1) to withdraw an application under regulation 88 (the ***resignation application***):
- (a) if the resignation application has not been refused under regulation 90 or granted under regulation 91 — at any time before the resignation application is refused or granted; or
  - (b) if the resignation application has been granted under regulation 91 — at any time before the resignation takes effect.

**[4] After subregulation 93 (3)***insert*

- (4) A senior officer may make an application under subregulation (1) to withdraw an application under regulation 92 (the ***resignation application***):
- (a) if the resignation application has not been granted or refused under regulation 94 — at any time before the resignation application is granted or refused; or

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- (b) if the resignation application has been granted under regulation 94 — at any time before the resignation takes effect.

**[5] After subregulation 96 (3)**

*insert*

- (4) An enlisted member may make an application under subregulation (1) to withdraw an application under regulation 95 (the **resignation application**):
- (a) if the resignation application has not been refused under regulation 97 or granted under regulation 98 — at any time before the resignation application is refused or granted; or
- (b) if the resignation application has been granted under regulation 98 — at any time before the resignation takes effect.

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**Notes**

1. These Regulations amend Statutory Rules 2002 No. 51, as amended by 2002 No. 279.
2. Notified in the *Commonwealth of Australia Gazette* on / 2003. 1 October