

DEFENCE FORCE REMUNERATION TRIBUNAL

DETERMINATION NO. 13 OF 2015

ADF ALLOWANCES — PARATROOPER — AMENDMENT

The Defence Force Remuneration Tribunal makes the following Determination under section 58H of the *Defence Act 1903*. It relates to Matter 16 of 2013 — Review of Special Forces, Paratrooper and Allowances for Specialist Operations.

1 Citation

1. This Determination is DFRT Determination No. 13 of 2015, *ADF Allowances — Paratrooper — amendment*.
2. This Determination may also be cited as DFRT Determination No. 13 of 2015.

2 Commencement

This Determination commences on 22 October 2015.

3 Amendment

Determination No. 11 of 2013, *ADF Allowances*, as amended, is amended as set out in this Determination.

4 Repeal

DFRT Determination No. 2 of 2001, *Paratrooper Allowance*, as amended, is repealed from 21 October 2015.

5 Clause A.1.3 (Repeal), table

Insert at the end of the table:

Item	Title	Date of repeal
15.	DFRT Determination No. 2 of 2001, Paratrooper Allowance	21 October 2015.

6 Section A.1.4 (Contents), Part B

Insert after the entry for Division B.15 – Unpredictable explosives allowance:

Division B.16 – Paratrooper allowance

7 Part B (General Disability Allowances)

After Division B.15, insert the Division at Schedule 1 of this Determination.

8 Part B (General Disability Allowances)

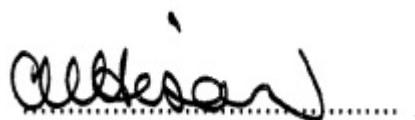
Amend Division B.7 as set out at Schedule 2 of this Determination.

9 Part F (Allowance rates), table 1 — General allowance rates

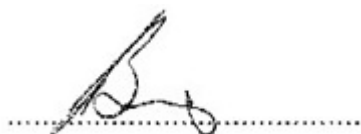
Substitute Table 1 in Part F with the table at Schedule 3 of this Determination.

Dated this seventh day of October two thousand and fifteen.

The Honourable A Harrison
President

A handwritten signature in black ink, appearing to read 'A Harrison', written over a horizontal dotted line.

The Honourable Arch Bevis
Member

A handwritten signature in black ink, appearing to read 'Arch Bevis', written over a horizontal dotted line.

Schedule 1

Division B.16: Paratrooper allowance

B.16.1 Purpose

Paratrooper allowance compensates members for the disabilities, qualifications and skills associated with military parachuting.

B.16.2 Definitions

This table defines terms used in this Division.

Term	Definition
high altitude parachute operation (HAPO)	Means a parachute operation from a height greater than 12,000 feet above mean sea level (whether in the atmosphere or in a recompression chamber).
high altitude parachute operation (HAPO) support	Means an activity for which the member is in either of the following circumstances. a. Required to use supplementary oxygen in the course of a HAPO. b. Responsible for management of the oxygen distribution console within the aircraft for the members involved in a HAPO. Note: The activity does not require a HAPO descent.
tactical parachute activity	Means a parachute descent from an aircraft under actual or simulated combat conditions.

B.16.3 Member this allowance applies to

Paratrooper allowance may apply to any member of the Permanent Force and Reserve Force.

B.16.4 Conditions for eligibility — members on continuous full-time service

1. The conditions for eligibility set out in this section may only apply to a member who meets all of the following conditions.
 - a. The member is serving a period of continuous full-time service.
 - b. The member is serving in either of the following.
 - i. A posting to a position based in Australia.
 - ii. A posting to perform duty with a foreign defence force.
 - c. The member is qualified and reasonably expected to perform parachuting duties.

2. A member who meets any of the following conditions may be eligible for paratrooper allowance.

- a. The member is posted to or performing CDF approved temporary duty in either of the following positions.
 - i. A free fall instructor position at the Parachute Training School.
 - ii. A position with a foreign defence force which CDF is satisfied involves similar duties to a free fall instructor.
- b. The member is posted to or performing CDF approved temporary duty in any of the following positions.
 - i. A parachute jump instructor position at the Parachute Training School.
 - ii. A parachute jump instructor position in any other unit which conducts parachute activities.
 - iii. A position with a foreign defence force which CDF is satisfied involves similar duties to a parachute jump instructor.
- c. The member is posted to or performing CDF approved temporary duty in any of the following positions.
 - i. A parachute jump master position in any unit which conducts parachute activities.
 - ii. A position with a foreign defence force which CDF is satisfied involves similar duties to a parachute jump master.
- d. The member is posted to or performing CDF approved temporary duty in either of the following positions.
 - i. A free fall paratrooper position in any unit which conducts parachute activities.
 - ii. A position with a foreign defence force which CDF is satisfied involves similar duties to a free fall paratrooper.

3. A member who holds a current paratrooper qualification and is posted to or performing CDF approved temporary duty in any of the following units may be eligible for paratrooper allowance.

- a. 1 Commando Regiment.
- b. 2 Commando Regiment.
- c. 4 Squadron RAAF.
- d. Parachute Training School.
- e. Special Air Service Regiment.
- f. Special Operations Engineer Regiment.

- g. Special Operations Logistics Squadron.
 - h. Any parachute unit with a foreign defence force which CDF is satisfied conducts tactical parachute activities.
 - i. Any parachute unit in Australia that does not conduct tactical parachute activities.
 - j. Any parachute unit with a foreign defence force which CDF is satisfied does not conduct tactical parachute activities.
4. A member may be eligible for paratrooper allowance for any period during which the following conditions are met.
- a. The member held a posting in either of the following positions within the last three years.
 - i. Free fall instructor position.
 - ii. Parachute jump instructor position.
 - b. The CDF has decided for that period, that the member is liable to undertake the duties associated with the relevant position listed in paragraph B.16.4.4.a at any time.

Note: If the member ceases to be liable, CDF may revoke or vary the decision.

5. A member who holds a current paratrooper qualification and is directed on a day to perform paratrooper duties involving a descent may be eligible for paratrooper allowance.

B.16.5 Conditions for eligibility — members on Reserve service

1. The conditions for eligibility set out in this section may only apply to a member who meets both of the following conditions.
- a. The member is performing a period of duty on Reserve service.
 - b. The member is serving in any of the following ways.
 - i. In a position based in Australia.
 - ii. On duty with a foreign defence force.
2. A member who meets any of the following conditions may be eligible for paratrooper allowance.
- a. The member holds a current free fall instructor qualification and is directed on a day to perform the duties of any of the following.
 - i. A free fall instructor position at the Parachute Training School.
 - ii. A position with a foreign defence force which CDF is satisfied involves similar duties to a free fall instructor.

- b. The member holds a current parachute jump instructor qualification and is directed on a day to perform the duties of any of the following.
 - i. A parachute jump instructor position at the Parachute Training School.
 - ii. A parachute jump instructor position in any other unit which conducts parachute activities.
 - iii. A position with a foreign defence force which CDF is satisfied involves similar duties to a parachute jump instructor.
 - c. The member holds a current parachute jump master qualification and is directed on a day to perform the duties of any of the following.
 - i. A parachute jump master position in any unit which conducts parachute activities.
 - ii. A position with a foreign defence force which CDF is satisfied involves similar duties to a parachute jump master.
 - d. The member holds a current free fall paratrooper qualification and is directed on a day to perform the duties of any of the following.
 - i. A free fall paratrooper position in any unit which conducts parachute activities.
 - ii. A position with a foreign defence force which CDF is satisfied involves similar duties to a free fall paratrooper.
- 3. A member who holds a current paratrooper qualification and is directed on a day to perform paratrooper duties in any of the following units may be eligible for paratrooper allowance.
 - a. 1 Commando Regiment.
 - b. 2 Commando Regiment.
 - c. 4 Squadron RAAF.
 - d. Parachute Training School.
 - e. Special Air Service Regiment.
 - f. Special Operations Engineer Regiment.
 - g. Special Operations Logistics Squadron.
 - h. Any parachute unit with a foreign defence force which CDF is satisfied conducts tactical parachute activities.
 - i. Any parachute unit in Australia that does not conduct tactical parachute activities.

- j. Any parachute unit with a foreign defence force which CDF is satisfied does not conduct tactical parachute activities.

4. A member who holds a current paratrooper qualification and is directed on a day to perform paratrooper duties involving a descent may be eligible for paratrooper allowance.

B.16.6 Conditions for eligibility — HAPO

A member who meets the conditions of eligibility under subsection B.16.4 or subsection B.16.5 is eligible for a supplementary rate of paratrooper allowance if the member is required to perform either of the following duties.

- a. HAPO descent.
- b. HAPO support.

B.16.7 Annual rate of allowance

1. An eligible member is to be paid the annual rate of paratrooper allowance as set out in the following table.

Item	A member who has met the conditions of eligibility under...	is to be paid...
1.	Paragraph B.16.4.2.a (free fall instructor)	the annual rate listed for item 11, table 1 in Part F of this Determination.
2.	Subparagraph B.16.4.2.b.i (parachute jump instructor)	the annual rate listed for item 28, table 1 in Part F of this Determination.
3.	Subparagraph B.16.4.2.b.ii (parachute jump instructor)	the annual rate listed for item 5, table 1 in Part F of this Determination.
4.	Subparagraph B.16.4.2.b.iii (parachute jump instructor)	

Item	A member who has met the conditions of eligibility under...	is to be paid...
5.	Paragraph B.16.4.2.c (parachute jump master)	the annual rate listed for item 49, table 1 in Part F of this Determination.
6.	Paragraph B.16.4.2.d (free fall paratrooper)	the annual rate listed for item 50, table 1 in Part F of this Determination.
7.	Paragraph B.16.4.3.a–h	the annual rate listed for item 36, table 1 in Part F of this Determination.
8.	Paragraph B.16.4.3.i–j	the annual rate listed for item 51, table 1 in Part F of this Determination.

2. An eligible member under subsection B.16.4.4 is entitled to payment of an annual rate of paratrooper allowance as set out below for a period of up to three years, starting from the day the member was posted out of the relevant position.

- a. A member who was posted to a free fall instructor position is to be paid the annual rate listed for item 3, table 1 of Part F of this Determination.
- b. A member who was posted to a parachute jump instructor position is to be paid the annual rate listed for item 51, table 1 of Part F of this Determination.

B.16.8 Daily rate of allowance

The eligible member is to be paid the daily rate of paratrooper allowance as set out in the following table.

Item	A member who has met the conditions of eligibility under...	is to be paid...
1.	Paragraph B.16.5.2.a (free fall instructor)	the daily rate listed for item 14, table 1 in Part F of this Determination.
2.	Subparagraph B.16.5.2.b.i (parachute jump instructor)	the daily rate listed for item 31, table 1 in Part F of this Determination.
3.	Subparagraph B.16.5.2.b.ii (parachute jump instructor)	
4.	Subparagraph B.16.5.2.b.iii (parachute jump instructor)	the daily rate listed for item 52, table 1 in Part F of this Determination.
5.	Paragraph B.16.5.2.c (parachute jump master)	
6.	Paragraph B.16.5.2.d (free fall paratrooper)	the daily rate listed for item 53, table 1 in Part F of this Determination.

Item	A member who has met the conditions of eligibility under...	is to be paid...
7.	Paragraph B.16.5.3.a–h	the daily rate listed for item 54, table 1 in Part F of this Determination.
8.	Paragraph B.16.5.3.i–j	the daily rate listed for item 55, table 1 in Part F of this Determination.
9.	Subsection B.16.4.5 (paratrooper)	the daily rate listed for item 10, table 1 in Part F of this Determination.
10.	Subsection B.16.5.4 (paratrooper)	

B.16.9 Supplementary rate for HAPO activities

1. An eligible member under section B.16.6 is to be paid a supplementary rate of paratrooper allowance as follows.
 - a. For a member who meets the conditions of eligibility under paragraph B.16.6.a, the member is to be paid the amount listed at item 56, table 1 in Part F of this Determination for each day.
 - b. For a member who meets the conditions of eligibility under paragraph B.16.6.b, the member is to be paid the amount listed at item 57, table 1 in Part F of this Determination for each day.
2. For any day the member is eligible for both supplementary rates, only the higher rate is to be paid for that day.

B.16.10 Events that end eligibility

1. A member ceases to be eligible for paratrooper allowance under subsection B.16.4.4 from the earliest date on which any of the following events occur.
 - a. An ongoing condition on which the member became eligible for the allowance is no longer met.
 - b. The member is notified by CDF that their liability to undertake duties associated with the relevant position at any time for a period ceases or is revoked from a specified date.
2. A member ceases to be entitled to payment of an annual rate of paratrooper allowance under section B.16.7 the day after a period of six months, during which the member was unable to perform a parachute descent.

Note: The member may be entitled to recommencement of payment of the relevant annual rate of paratrooper allowance the day the member recommences parachute descents.

Examples: Illness, infirmity.

Exception: CDF may approve a member's eligibility for paratrooper allowance beyond the six month period. In making this decision, CDF must have regard to the following factors.

- a. The degree of illness or infirmity (if any) of the member which prevented the member from making a parachute descent.
- b. Whether or not the illness or infirmity was caused by the member's own fault.
- c. Any opportunity the member had to make a parachute descent during the six month period following the day on which the member last made a parachute descent.
- d. Any other reason preventing the member from making a parachute descent.

B.16.11 Interactions with other allowances

1. A member is not entitled to more than one rate of paratrooper allowance per day.

Exception: A member who is entitled to a supplementary rate for HAPO activities is entitled to both of the following.

- a. A rate under either of the following.
 - i. Section B.16.7.
 - ii. Section B.16.8.
- b. A rate under section B.16.9.

Note: If a member is entitled to both supplementary rates for HAPO activities on a day, only the higher of the two rates is payable for that day.

2. A member who is eligible for a rate of flying disability allowance and paratrooper allowance for the same period, is not entitled to payment of flying disability allowance.
3. Other allowances may not permit payment of paratrooper allowance for the same period.

See: Division B.12, Special Forces disability allowance.

Schedule 2

1 Subsection B.7.9.2 (Interaction with other allowances)

substitute

2. Other allowances may not permit payment of flying disability allowance for the same period.

See: Division B.12, Special Forces disability allowance.
Division B.16, Paratrooper allowance.

2 Subsection B.7.9.3 (Interaction with other allowances)

omit

Schedule 3

Table 1 General allowance rates

Column 1 Item	Column 2 Allowance Reference	Column 3 Rate (\$)
1.	Trainee allowance section B.1.4	\$9,888
2.	Service allowance section B.2.4	\$13,184
3.	Paratrooper allowance Paragraph B.16.7.2.a Separation allowance section B.3.6, table items 1, 2 and 4	\$2,624
4.	Arduous conditions instructor allowance section B.5.4 Separation allowance (discounted) section B.3.6, table item 3	\$697
5.	Adventurous training instructor allowance section B.4.5 Clearance diver allowance section B.14.7, table item 2 Diving allowance section B.6.5 Paratrooper allowance subsection B.16.7.1, table items 3 and 4 Special Forces disability allowance section B.12.7, table item 10 Special Forces sustainability allowance section C.2.5, table item 3 Submarine escape disability allowance section B.8.5, items 1 and 2	\$6,420
6.	Adventurous training instructor allowance section B.4.6, items 1, 2 and 3 Diving allowance section B.6.6, items 1 and 2	\$47.14
7.	Boarding party allowance section B.10.5 Diving allowance section B.6.6, table item 3	\$63.15

Column 1 Item	Column 2 Allowance Reference	Column 3 Rate (\$)
8.	Flying disability allowance section B.7.7 Unpredictable explosives allowance section B.15.5.1, table item 5.b	\$8,305
9.	Flying disability allowance section B.7.8, table items 1, 2 and 3	\$22.75
10.	Clearance diver allowance – experimental dive supplement (per hour) section B.14.10, table item 2, column 5 Paratrooper allowance subsection B.16.8, table items 9 and 10 Submarine escape disability allowance section B.8.6, table item 1	\$38.29
11.	Clearance diver allowance section B.14.7, table item 3 Maritime disability allowance subsection B.9.5, table items 1, 4 and 7 Paratrooper allowance subsection B.16.7.1, table item 1	\$11,501
12.	Maritime disability allowance subsection B.9.5, table items 2, 5 and 8	\$13,593
13.	Maritime disability allowance subsection B.9.5, table items 3, 6 and 9	\$17,253
14.	Clearance diver allowance section B.14.8, table item 3 Maritime disability allowance subsection B.9.6.1, table item 1 subsection B.9.6.2, table item 1 Paratrooper allowance section B.16.8, table item 1 Unpredictable explosives allowance section B.15.6.1, table item 1.a	\$31.51
15.	Maritime disability allowance subsection B.9.6.1, table item 2 subsection B.9.6.2, table item 2	\$37.24
16.	Maritime disability allowance subsection B.9.6.1, table item 3 subsection B.9.6.2, table item 3	\$47.27

Column 1 Item	Column 2 Allowance Reference	Column 3 Rate (\$)
17.	Maritime sustainability allowance section C.1.5, table item 1	\$10,456
18.	Maritime sustainability allowance section C.1.5, table item 2	\$16,729
19.	Maritime sustainability allowance section C.1.5, table item 3 Special Forces sustainability allowance section C.2.5, table item 2.b	\$18,821
20.	Maritime sustainability allowance section C.1.6, table item 1	\$28.65
21.	Maritime sustainability allowance section C.1.6, table item 2	\$45.83
22.	Maritime sustainability allowance section C.1.6, table item 3	\$51.56
23.	Reserve allowance section B.11.4	\$27.09
24.	Special Forces disability allowance section B.12.7, table item 2	\$39,254
25.	Special Forces disability allowance section B.12.7, table items 1 and 3	\$31,404
26.	Special Forces disability allowance section B.12.7, table items 4 to 9	\$23,554
27.	Clearance diver allowance section B.14.7, table item 1.b, 1.c, 1.d and 1.e Special Forces disability allowance section B.12.7, table item 12 and 13 Special Forces sustainability allowance section C.2.5, table item 1.b Unpredictable explosives allowance section B.15.5.1, table item 5.a	\$14,918
28.	Paratrooper allowance subsection B.16.7.1, table item 2 Special Forces disability allowance section B.12.7, table item 11 Special Forces sustainability allowance section C.2.5, table item 2.a Unpredictable explosives allowance section B.15.5.1, table items 3 and 4	\$9,181

Column 1 Item	Column 2 Allowance Reference	Column 3 Rate (\$)	
29.	Special Forces disability allowance subsection B.12.8.1, table items 1 to 8 subsection B.12.8.1, table items 13 and 14	\$64.53	
30.	Clearance diver allowance section B.14.8, table item 1.b, 1.c, and 1.d Special Forces disability allowance subsection B.12.8.1, table items 11 and 12	\$40.87	
31.	Paratrooper allowance section B.16.8, table item 2 Special Forces disability allowance subsection B.12.8.1, table item 10	\$25.16	
32.	Clearance diver allowance section B.14.8, table item 2 Paratrooper allowance section B.16.8, table items 3 and 4 Special Forces disability allowance subsection B.12.8.1, table item 9	\$17.59	
33.	Special Forces disability allowance subsection B.12.8.2	a.	\$236.27
		b.	\$152.24
		c.	\$91.33
34.	Special Forces sustainability allowance section C.2.5, table item 1.a	\$4,274	
35.	Clearance diver allowance section B.14.7, table item 1.a	\$20,413	
36.	Paratrooper allowance subsection B.16.7.1, table item 7 Unpredictable explosives allowance section B.15.5.1, table items 1 and 2	\$3,980	
37.	Clearance diver allowance section B.14.8, table item 1.a	\$55.93	
38.	Unpredictable explosives allowance section B.15.6.1, table item 1.b	\$76.51	
39.	Unpredictable explosives allowance section B.15.6.1, table item 2	\$125.54	
40.	Clearance diver allowance – deep dive supplement (per dive) section B.14.9.1.a	\$312.91	
41.	Clearance diver allowance – deep dive supplement (per hour) section B.14.9.1.b	\$32.13	

Column 1 Item	Column 2 Allowance Reference	Column 3 Rate (\$)
42.	Clearance diver allowance – experimental dive supplement (per dive) section B.14.10, table item 1, column 4	\$209.04
43.	Clearance diver allowance – experimental dive supplement (per hour) section B.14.10, table item 1, column 5	\$20.90
44.	Clearance diver allowance – experimental dive supplement (per dive) section B.14.10, table item 2, column 4	\$348.42
45.	Clearance diver allowance – experimental dive supplement (per dive) section B.14.10, table item 3, column 4	\$566.22
46.	Clearance diver allowance – experimental dive supplement (per hour) section B.14.10, table item 3, column 5	\$60.97
47.	Clearance diver allowance – experimental dive supplement (per dive) section B.14.10, table item 4, column 4	\$1,132.34
48.	Clearance diver allowance – experimental dive supplement (per hour) section B.14.10, table item 4, column 5	\$191.64
49.	Paratrooper allowance subsection B.16.7.1, table item 5	\$5,555
50.	Paratrooper allowance subsection B.16.7.1, table item 6	\$4,810
51.	Paratrooper allowance subsection B.16.7.1, table item 8 paragraph B.16.7.2.b	\$1,989
52.	Paratrooper allowance section B.16.8, table item 5	\$15.22
53.	Paratrooper allowance section B.16.8, table item 6	\$13.18
54.	Paratrooper allowance section B.16.8, table item 7	\$10.90
55.	Paratrooper allowance section B.16.8, table item 8	\$5.45
56.	Paratrooper allowance paragraph B.16.9.1.a	\$364.79
57.	Paratrooper allowance paragraph B.16.9.1.b	\$182.39