

EXPLANATORY STATEMENT

Defence Force Remuneration Tribunal Determination No. 10 of 2017

This Determination amends Defence Force Remuneration Tribunal (DFRT) Determination No. 2 of 2017, *Salaries* and Defence Force Remuneration Tribunal (DFRT) Determination No. 11 of 2013, *ADF allowances* (the Principal Determinations), 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 Determinations set out provisions dealing with salary and salary related allowances, respectively, for members of the Australian Defence Force (ADF).

The purpose of this Determination is to amend the provisions which relate to the payment of salary and allowances to clarify that administrative matters provided under Defence Determination 2016/19, *Conditions of service*, made under section 58B of the *Defence Act 1903*, includes the forfeiture and suspension of salary or allowances.

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 the date of signature

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Section 4 provides that each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 sets out amendments to DFRT Determination No. 2 of 2017

Section 1 amends subsection A.1.3.1 by inserting an administrative note. Subsection A.1.3.1 provides that DFRT Determination No. 2 of 2017 does not limit the capacity for Defence Determination 2016/19, *Conditions of service*, to provide administrative matters relating to the payment of salary. The note makes certain that the term 'administrative matters' includes the forfeiture and suspension of salary.

Schedule 1 sets out amendments to DFRT Determination No. 11 of 2013

Section 1 amends subsection A.1.7.1 by inserting an administrative note. Subsection A.1.7.1 provides that DFRT Determination No. 11 of 2013 does not limit the capacity for Defence Determination 2016/19, *Conditions of service*, to provide administrative matters relating to the payment of allowances. The note makes certain that the term 'administrative matters' includes the forfeiture and suspension of allowances.

Authority: Section 58H of the
Defence Act 1903