

EXPLANATORY STATEMENT

Defence Force Remuneration Tribunal No. 2 of 2019, Salaries – Senior Officers – Amendment

This Determination amends Defence Force Remuneration Tribunal (DFRT) Determination No. 2 of 2017, Salaries (the Principal Determination), 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 Determination sets out provisions dealing with salary for members of the Australian Defence Force (ADF).

The purpose of this Determination is to provide a consistent set of rules for the remuneration of senior officers at levels O9 and O10 during their transition out of the Permanent Force following the end of their office or appointment.

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Section 4 provides that each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 omits and substitutes the title of section B.1.6 of the Principal Determination. The title 'Salary non-reduction on ceasing appointment' has been substituted with 'Career transition for senior officers' to provide clarity to the purpose of the section.

Section 2 omits and substitutes subsection B.1.6.1 of the Principal Determination. The subsection set out four senior officer positions who were provided remuneration on entering a transition period to support their resignation, retirement or transfer to the Reserves. The amendment provides for a senior officer who holds a rank specified in item 2 or 3 of the Defence Act to be eligible for a non-reduction of salary when they are transferred to a pool position to enable them to undertake activities required to support their resignation, retirement or transfer to the reserves. This amendment extends the benefits provided under the section to all O9 and O10 senior officer appointments on the cessation of their respective appointments.

Authority: Section 58H of the
Defence Act 1903