

EXPLANATORY STATEMENT

Defence Force Remuneration Tribunal Determination No. 2 of 2020, ADF Allowances –Navy retention incentive payment (Chaplains) – amendment

This Determination made under section 58H of the *Defence Act 1903* (the Act) amends Defence Force Remuneration Tribunal Determination No. 11 of 2013, *ADF Allowances* (the Allowances Determination), in accordance with subsection 33(3) of the *Acts Interpretation Act 1901* (AI Act).

This Determination extends the benefits provided under Division D.2 (Navy Retention Incentive Payment) of the Allowances Determination, to Division 1 and Division 2 Chaplains in the Navy.

Section 1 of this Determination sets out the manner in which this Determination may be cited.

Section 2 of this Determination specifies the day this Determination commences.

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Section 4 provides that each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 – Navy retention incentive payment (Chaplains) – amendment

Section 1 omits and substitutes paragraph D.2.2.2.b of the Allowances Determination, which lists the ranks a member must hold to be eligible for the payment before 30 June 2020. The paragraph has been remade to include members who are in Chaplain Divisions 1 or 2.

Section 2 omits and substitutes paragraph D.2.3.2.b of the Allowances Determination, which lists the ranks a member must hold to be eligible for the payment from 1 July 2020. The paragraph has been remade to include members who are in Chaplain Divisions 1 or 2.

Schedule 2 – Transitional

Section 1 identifies who the transitional provisions apply to as members who are chaplains in Division 1 or Division 2 who would have been eligible to receive the Navy retention incentive payment between 1 July 2019 and the commencement of this Determination had amendments made by Schedule 2 of this Determination been in force on 1 July 2019.

Section 2 provides that a member identified in section 1 may receive a payment of \$20,000 on commencement of this Determination. This is the same amount the member would have received had they received a benefit under Division D.2 of the Allowances Determination.

Authority: Section 58H of the
Defence Act 1903