

EXPLANATORY STATEMENT

Defence Force Remuneration Tribunal No. 3 of 2020, Maritime Spiritual Wellbeing Officer – amendment

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, made under section 58H of the *Defence Act 1903* (the Act) and in accordance with subsection 33(3) of the *Acts Interpretation Act 1901* (AI Act). Determination No. 2 of 2017 sets out provisions dealing with salary and Determination No. 11 of 2013 sets out provisions dealing with salary related allowances for members of the Australian Defence Force (ADF).

The purpose of this Determination is to provide for a new primary qualification, Maritime Spiritual Wellbeing Officer, as specialist officers for the purpose of salary and the Navy retention incentive payment.

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 9 July 2020

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Section 4 provides that each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Section 1 amends section A.1.12 of DFRT Determination No. 2 of 2017 which provides the definitions for specialist officers. The definition of *approved category* has been amended to include Maritime Spiritual Wellbeing Officer.

Section 2 amends section B.3.2 of DFRT Determination No. 2 of 2017 which provides the members who Division 3 applies to. The section has been amended to include a Maritime Spiritual Wellbeing Officer.

Sections 3 and 4 amend the table in subsection B.3.4.1 of DFRT Determination No. 2 of 2017 which provides the salary payable to a specialist officer. Section 3 amends table item 1 to clarify that the item applies to a Chaplain Division 1, 2, 3 or 4. Section 3 also inserts a new table item to provide the salary payable to a Maritime Spiritual Wellbeing Officer Class 1, 2, 3 or 4. Section 4 amends table item 11 to clarify that the item applies to a Chaplain Division 5. It also inserts a new table item to provide the salary payable to a Maritime Spiritual Wellbeing Officer Class 5.

Schedule 2—Specialist officer salary rates – amendment

Section 1 omits and substitutes Schedule B.5 of DFRT Determination No. 2 of 2017 which provides the salary rates for a Chaplain Division 1, 2, 3 or 4. The Schedule has been amended to include the salary rates for a Maritime Spiritual Wellbeing Officer Classes 1, 2, 3 or 4.

Schedule 3—Senior officer salary rates – amendment

Section 1 omits and substitutes Schedule B.18 of DFRT Determination No. 2 of 2017 which provides the salary rates for a Chaplain Division 5. The Schedule has been amended to include the salary rates for a Maritime Spiritual Wellbeing Officer Class 5.

Schedule 4—Navy retention incentive payment – amendment

Sections 1 and 2 amend paragraph D.2.3.2.b of DFRT Determination No. 11 of 2013 which provides the ranks and divisions a member must hold to be eligible for the Navy retention incentive payment. Section 1 amends the paragraph to include 'classes'. Section 2 inserts a new subparagraph to include

Maritime Spiritual Wellbeing Officer Class 1 and Class 2 as being the classes a member must hold to be eligible for the payment.

Authority: Section 58H of the
Defence Act 1903