



Defence Force Remuneration Tribunal Determination No. 11 of 2021, Salaries – Star Rank Medical Officers – amendment

The Defence Force Remuneration Tribunal, make this Determination under section 58H of the *Defence Act 1903*. It relates to Matter 17 of 2020 – ADF Medical Officers.

Dated 4 August 2021

Ingrid Asbury
President

Adrian Morris
Member

Major General Gerard Fogarty, AO (Retd)
Member

1 Name

1. This Determination is Defence Force Remuneration Tribunal Determination No. 11 of 2021, *Salaries – Star Rank Medical Officers – amendment*.
2. This Determination may also be cited as DFRT Determination No. 11 of 2021.

2 Commencement

Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information	
Column 1	Column 2
Provisions	Commencement
1. The whole of this instrument	5 August 2021.

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

3 Authority

This instrument is made under section 58H of the *Defence Act 1903*.

4 Schedules

1. Defence Force Remuneration Tribunal Determination No. 2 of 2017, *Salaries*, as amended¹ is amended as set out in Schedule 1 of this Determination.

NOTE

1. Defence Force Remuneration Tribunal Determination No. 2 of 2017, *Salaries*, as amended by DFRT Determination Nos. 2, 3, 4, 5, 7, 8, 9 and 10 of 2021.

Schedule 1—Medical Officers Star Rank

DFRT Determination No. 2 of 2017, Salaries

- 1 **Subsection B.3.4.1 (Rate of salary for a specialist officer), table item 8**
Omit “medical level”, substitute “increment”.

- 2 **Part 1 of Schedule B.15 (Senior officer specialist salary rates — medical officer), table**
Omit the Part, substitute:

Part 1: Member of the Permanent Forces (senior officer) in specialist career structure

Column 1 Rank			Column 2 Increment	Column 3 Yearly salary rate
Navy	Army	Air Force		
Rear Admiral	Major General	Air Vice Marshal	2	\$337,960
			1	\$331,960
Commodore	Brigadier	Air Commodore	2	\$325,960
			1	\$319,960

- 3 **Part 2 of Schedule B.15 (Senior officer specialist salary rates — medical officer)**
Omit the Part, substitute:

Part 2: Member of the Reserves (senior officer) in specialist career structure

Column 1 Rank			Column 2 Increment	Column 3 Daily salary rate
Navy	Army	Air Force		
Rear Admiral	Major General	Air Vice Marshal	2	\$925.90
			1	\$909.50
Commodore	Brigadier	Air Commodore	2	\$893.05
			1	\$876.60

Schedule 2—Transitional provisions

1 Definition

In this schedule the **DFRT Determination** means the Defence Force Remuneration Tribunal Determination No. 2 of 2017, *Salaries*, as in force immediately before the commencement of this Determination.

2 Senior medical officers – transitional provision

1. This section applies to a member who was eligible to be paid a rate of salary under Schedule B.15 of the DFRT Determination before the commencement of this Determination.
2. If a member has held a rank in column 1 of Part 1 or 2 of Schedule B.15 for less than 12 months before the commencement of this Determination, their salary increment is increment 1 for that rank from the commencement of this Determination.
3. If a member has held a rank in column 1 of Part 1 or 2 of Schedule B.15 for 12 months or more before the commencement of this Determination, their salary increment is increment 2 for that rank from the commencement of this Determination.

EXPLANATORY STATEMENT

Defence Force Remuneration Tribunal Determination No. 11 of 2021, Salaries – Star Rank Medical 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 amend the Principal Determination to incorporate changes to the specialist medical officer career structure which apply to the Star Rank senior officer cohort as contained in the submissions for DFRT Matter 17 of 2020 – ADF Medical Officers.

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 5 August 2021.

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—Medical Officers Star Rank

Section 1 amends the table in subsection B.3.4.1 of the Principal Determination which sets out the rate of salary paid to a specialist officer in Part B Division 3. The table is amended to change the reference to 'medical level' to 'increment' as part of changes to the medical officer specialist officer career structure made by this Determination.

Sections 2 and 3 omit and substitute the Parts 1 and 2 of Schedule B.15 of the Principal Determination which provide the salary rate paid to star rank medical officers based on their rank and medical level. The new Part provides tables that list salary rates for star rank medical officers based on their rank and increment levels. The changes to the table are part of the alterations to the specialist medical officer career structure made by this Determination.

Schedule 2—Transitional provisions

Section 1 defines 'the Determination' as being Defence Force Remuneration Tribunal Determination No. 2 of 2017, *Salaries*, which is incorporated into this Schedule as in force immediately before the commencement of this Determination.

Section 2 is a transitional provision that provides how members who were eligible to be paid a rate of salary under Schedule B.15 of the Determination prior to commencement of this Schedule will be paid under the new increments created as a result of amendments made by this Determination. If a member held their rank for less than 12 months before the commencement of this Determination, their salary increment is increment 1 from the commencement of this Determination. If a member held their rank for 12 months or more before the commencement of this Determination, their salary increment is increment 2 from the commencement of this Determination. This ensures that members who were in those categories are not disadvantaged by the removal of the medical level they previously held, and that they will transition into the appropriate increment level irrespective of any prerequisites or training requirements.

Authority: Section 58H of the
Defence Act 1903