

Military Superannuation and Benefits (Eligible Members) Declaration 2015

I, Stuart Robert, Assistant Minister for Defence, make the following declaration.

Dated 18 September 2015

Stuart Robert

Assistant Minister for Defence

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1 Name

This is the *Military Superannuation and Benefits (Eligible Members) Declaration 2015*.

2 Commencement

(1) 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 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | The day after this instrument is registered. |  |

Note: This table relates only to the provisions of this instrument as originally made.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.

(2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under paragraph (f) of the definition of ***eligible member*** in subsection 30(1) of the *Military Superannuation and Benefits Act 1991*, as it continues to apply under item 4 of Schedule 4 to the *Defence Legislation Amendment Act (No. 1) 2005*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

5 Definitions

In this instrument:

***Act*** means the *Military Superannuation and Benefits Act 1991*, as it continues to apply under item 4 of Schedule 4 to the *Defence Legislation Amendment Act (No. 1) 2005*.

***commencement day*** means the day this instrument commences.

***retention benefit*** means a retention benefit mentioned in subsection 32(1) or (3) of the Act.

6 Eligible members

For paragraph (f) of the definition of ***eligible member*** in subsection 30(1) of the Act, a person is an eligible member if:

(a) the person:

(i) is included in an employment category specified in an item in the table in clause 1, 2 or 3 of Schedule 1; and

(ii) holds a rank specified for the category in that item; and

(iii) meets the conditions specified for the category in that item; or

(b) the person is an individual specified in Schedule 2.

Schedule 1—Eligible members—employment categories

Note: See paragraph 6(a).

1 Navy

The following table specifies employment categories, ranks and conditions for the Navy.

| Navy employment categories | | | |
| --- | --- | --- | --- |
| Item | Employment category | Rank | Conditions |
| 1.1 | Cook | Leading Seaman | The person:  (a) was included in the employment category at any time between 22 July 2002 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.2 | Naval Police Coxswain | Leading Seaman | The person:  (a) was included in the employment category at any time between 22 July 2002 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 1.3 | Photographer | Leading Seaman | The person:  (a) was included in the employment category at any time between 22 July 2002 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 1.4 | Band | Lieutenant | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.5 | Weapons Electrical Aircraft Engineer | Lieutenant | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.6 | Pilot | Lieutenant | The person:  (a) was included in the employment category at any time between 16 September 2005 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 1.7 | Nurse | Lieutenant | The person:  (a) was included in the employment category at any time between 16 September 2005 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 1.8 | Seaman (includes all specialist qualifications) | Lieutenant | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.9 | Training System | Lieutenant | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.10 | Combat System Operator | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.11 | Medical | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.12 | Stores Naval | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.13 | Hydrographic Systems Operator | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.14 | Communications & Information Systems | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.15 | Steward | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.16 | Writer | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.17 | Air Technical Aircraft | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2005 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 1.18 | Observer | Lieutenant | The person:  (a) was included in the employment category at any time between 24 October 2009 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 1.19 | Officer Aviation Specialist Stream | Lieutenant | The person is included in the employment category at any time on or after 1 October 2009. |
| 1.20 | Imagery Specialist | Leading Seaman | The person:  (a) was included in the employment category at any time between 20 November 2010 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 1.21 | Maritime Aviation Warfare Officer | Lieutenant | The person is included in the employment category at any time on or after 29 May 2012. |
| 1.22 | Pilot | Lieutenant | The person is included in the employment category at any time on or after 29 May 2012. |
| 1.23 | Imagery Specialist | Leading Seaman | The person is included in the employment category at any time on or after 29 May 2012. |
| 1.24 | Maritime Logistics Officer | Lieutenant | The person:  (a) was included in the employment category at any time between 4 February 2014 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 1.25 | Aircrewman | Leading Seaman | The person:  (a) was included in the employment category at any time between 4 February 2014 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 1.26 | Maritime Logistics—Chef | Leading Seaman | The person is included in the employment category at any time on or after 4 February 2014. |
| 1.27 | Medical | Leading Seaman | The person:  (a) was included in the employment category at any time between 16 September 2014 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 1.28 | Maritime Warfare Officer | Lieutenant | The person is included in the employment category at any time on or after the commencement day. |

2 Army

The following table specifies employment categories, ranks and conditions for the Army.

| Army employment categories | | | |
| --- | --- | --- | --- |
| Item | Employment category | Rank | Conditions |
| 2.1 | Operating Theatre Technician | Any rank | The person:  (a) was included in the employment category at any time between 1 October 1991 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 2.2 | Aircraft Life Support Fitter | Corporal | The person:  (a) was included in the employment category at any time between 13 February 1998 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 2.3 | Aircraft Structural Fitter | Corporal | The person:  (a) was included in the employment category at any time between 23 April 1999 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 2.4 | Aircrewman Loadmaster | Corporal | The person:  (a) was included in the employment category at any time between 10 May 2001 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 2.5 | Illustrator Reprographic | Corporal | The person:  (a) was included in the employment category at any time between 10 May 2001 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 2.6 | Recovery Mechanic | Corporal | The person:  (a) was included in the employment category at any time between 10 May 2001 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 2.7 | Cook | Corporal | The person:  (a) was included in the employment category at any time between 10 May 2001 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 2.8 | Steward | Corporal | The person:  (a) was included in the employment category at any time between 10 May 2001 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 2.9 | Specialist Health Services—Officer | Lieutenant | The person:  (a) was included in the employment category at any time between 22 July 2002 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 2.10 | Specialist Service Officer—SSO Pilot | Lieutenant | The person is included in the employment category at any time on or after 22 July 2002. |
| 2.11 | Fire Fighter | Corporal | The person:  (a) was included in the employment category at any time between 22 July 2002 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 2.12 | Special Air Service Trooper | Corporal | The person:  (a) was included in the employment category at any time between 22 July 2002 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 2.13 | Supervisor Rigger Parachute | Corporal | The person:  (a) was included in the employment category at any time between 22 July 2002 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 2.14 | Technician—Dental | Corporal | The person:  (a) was included in the employment category at any time between 22 July 2002 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 2.15 | Technician—Aircraft | Corporal | The person:  (a) was included in the employment category at any time between 23 June 2003 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 2.16 | Technician—Avionics | Corporal | The person:  (a) was included in the employment category at any time between 23 June 2003 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 2.17 | Operator Emergency Responder | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 2.18 | Mechanic Vehicle | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 9 January 2012; and  (b) had become eligible, no later than 9 January 2012, to receive retention benefit. |
| 2.19 | Radiographer Officer | Captain | The person is included in the employment category at any time on or after 16 September 2005. |
| 2.20 | Aircrewman | Corporal | The person is included in the employment category at any time on or after 24 October 2009. |
| 2.21 | Multimedia Technician | Corporal | The person is included in the employment category at any time on or after 24 October 2009. |
| 2.22 | Special Air Service Trooper Grade 2/3 | Corporal | The person:  (a) was included in the employment category at any time between 24 October 2009 and 16 September 2014; and  (b) had become eligible, before 17 September 2014, to receive retention benefit. |
| 2.23 | Special Air Service Trooper Grade 2/3 | Trooper | The person is included in the employment category at any time on or after 16 September 2014. |
| 2.24 | Officer Aviation Specialist Stream | Captain | The person is included in the employment category at any time on or after 1 October 2009. |
| 2.25 | Army Emergency Responder | Corporal | The person:  (a) was included in the employment category at any time between 9 January 2012 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 2.26 | Musician | Corporal | The person:  (a) was included in the employment category at any time between 9 January 2012 and the day before the commencement day; and  (b) had become eligible, before the commencement day, to receive retention benefit. |
| 2.27 | Commando | Corporal | The person is included in the employment category at any time on or after 9 January 2012. |
| 2.28 | Commando Officer | Captain | The person is included in the employment category at any time on or after the commencement day. |
| 2.29 | Special Air Service Regiment (SASR) Officer | Captain | The person is included in the employment category at any time on or after the commencement day. |
| 2.30 | Analyst Intelligence Operations | Corporal | The person is included in the employment category at any time on or after the commencement day. |
| 2.31 | Carpenter | Corporal | The person is included in the employment category at any time on or after the commencement day. |
| 2.32 | Electrician | Corporal | The person is included in the employment category at any time on or after the commencement day. |
| 2.33 | Plumber | Corporal | The person is included in the employment category at any time on or after the commencement day. |
| 2.34 | Draughtsman Architectural | Corporal | The person is included in the employment category at any time on or after the commencement day. |
| 2.35 | Reporter | Corporal | The person is included in the employment category at any time on or after the commencement day. |
| 2.36 | General Service Officer Pilot | Captain | The person is included in the employment category at any time on or after the commencement day. |
| 2.37 | Environmental Officer | Captain | The person is included in the employment category at any time on or after the commencement day. |
| 2.38 | Physiotherapist | Captain | The person is included in the employment category at any time on or after the commencement day. |
| 2.39 | Medical Officer Doctor | Captain | The person is included in the employment category at any time on or after the commencement day. |

3 Air Force

The following table specifies employment categories, ranks and conditions for the Air Force.

| Air Force employment categories | | | |
| --- | --- | --- | --- |
| Item | Employment category | Rank | Conditions |
| 3.1 | Joint Battlefield Airspace Controller | Any rank | The person is included in the employment category at any time on or after 1 October 1991. |
| 3.2 | Metal Machinist | Corporal | The person:  (a) was included in the employment category at any time between 23 April 1999 and 24 October 2009; and  (b) had become eligible, before 25 October 2009, to receive retention benefit. |
| 3.3 | Advanced Aircraft Technician | Corporal | The person:  (a) was included in the employment category at any time between 10 May 2001 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.4 | Aircraft Surface Finisher | Corporal | The person:  (a) was included in the employment category at any time between 10 May 2001 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.5 | Photographer | Corporal | The person is included in the employment category at any time on or after 22 July 2002. |
| 3.6 | Physical Training Instructor | Corporal | The person:  (a) was included in the employment category at any time between 22 July 2002 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.7 | Cook | Corporal | The person is included in the employment category at any time on or after 22 July 2002. |
| 3.8 | Advanced Avionics Technician | Corporal | The person:  (a) was included in the employment category at any time between 23 June 2003 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.9 | General Hand | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.10 | Communications Electronics Technician | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.11 | Plumber | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.12 | Plant Operator | Corporal | The person is included in the employment category at any time on or after 16 September 2005. |
| 3.13 | Electrician | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.14 | Carpenter | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.15 | Aircraft Technician | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 1 December 2012; and  (b) had become eligible, before 2 December 2012, to receive retention benefit. |
| 3.16 | Avionic Technician | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.17 | Musician | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.18 | Ground Mechanical Engineering Fitter | Corporal | The person is included in the employment category at any time on or after 16 September 2005. |
| 3.19 | Ground Mechanical Engineering Technician | Corporal | The person is included in the employment category at any time on or after 16 September 2005. |
| 3.20 | Ground Support Equipment Technician | Corporal | The person is included in the employment category at any time on or after 16 September 2005. |
| 3.21 | Dental Assistant/ Hygienist | Corporal | The person:  (a) was included in the employment category at any time between 16 September 2005 and 9 January 2012; and  (b) had become eligible, before 10 January 2012, to receive retention benefit. |
| 3.22 | Ground Defence Officer | Flight Lieutenant | The person:  (a) was included in the employment category at any time between 24 October 2009 and 20 November 2010; and  (b) had become eligible, before 21 November 2010, to receive retention benefit. |
| 3.23 | Ground Support Equipment Fitter | Corporal | The person is included in the employment category at any time on or after 24 October 2009. |
| 3.24 | Aircraft Structural Fitter | Corporal | The person is included in the employment category at any time on or after 24 October 2009. |
| 3.25 | Armament Technician | Corporal | The person is included in the employment category at any time on or after 24 October 2009. |
| 3.26 | Non‑Destructive Inspection Technician | Corporal | The person is included in the employment category at any time on or after 24 October 2009. |
| 3.27 | Officer Aviation Specialist Stream | Flight Lieutenant | The person is included in the employment category at any time on or after 1 October 2009. |

Schedule 2—Individual eligible members

Note: See paragraph 6(b).

1 Individuals declared to be eligible members

The following table specifies individuals who are eligible members.

| Eligible members | | | |
| --- | --- | --- | --- |
| Person | Rank | Service No. | Date person becomes eligible to receive retention benefit |
| Anderson D R | Corporal | 8272007 | 16 May 2010 |
| Baldry J W | Flight Lieutenant | 8165654 | 24 January 2016 |
| Barnes D R | Lieutenant Commander | 8082589 | 1 March 2014 |
| Beyer K W | Leading Seaman | 8107122 | 29 March 2012 |
| Bradley S E B | Squadron Leader | 8163550 | 20 March 2009 |
| Butcher A C | Captain | 8233759 | 24 October 2009 |
| Devers P K | Corporal | 8162601 | 10 October 2007 |
| Duggan K L | Corporal | 8269502 | 13 February 2016 |
| Duroux A J | Corporal | 8218866 | 13 June 2015 |
| Fechner S W | Sergeant | 8184462 | 8 February 2009 |
| Grady B J V | Corporal | 8268304 | 3 May 2010 |
| Hankin K | Corporal | 8143364 | 10 October 2007 |
| Hayes J | Major | 8247772 | 11 July 2009 |
| Hewitt S J | Warrant Officer Class 2 | 8269889 | 18 April 2010 |
| Inglish J E | Leading Seaman | 8109950 | 28 June 2012 |
| Johnson C I | Corporal | 8238800 | 28 February 2015 |
| Kemmery D | Corporal | 8218121 | 26 October 2014 |
| Kimmorley M S J | Corporal | 8199033 | 21 August 2016 |
| Lee D G | Flight Lieutenant | 8186151 | 2 March 2016 |
| Linden DA | Corporal | 8223202 | 1 June 2009 |
| Looker B R | Captain | 8233461 | 20 January 2012 |
| Maddison S N | Corporal | 8160945 | 10 October 2007 |
| McCarthy P J | Private | 8235230 | 29 July 2009 |
| McKey T M | Corporal | 8236221 | 11 February 2012 |
| McWilliams S B | Leading Seaman | 8098682 | 5 June 2010 |
| Middlemiss T | Flight Lieutenant | 8165018 | 23 January 2014 |
| Muddle L M | Private | 8241844 | 26 July 2009 |
| Mullins L G | Corporal | 8268787 | 23 August 2010 |
| Oates J T | Corporal | 8165261 | 24 May 2015 |
| Ojeda B | Corporal | 8185547 | 5 January 2014 |
| Peers R A | Sergeant | 8260509 | 9 May 2015 |
| Perry M J | Leading Seaman | 8099385 | 15 January 2011 |
| Petrie D A | Corporal | 8249499 | 2 October 2016 |
| Rabjohns M E | Sergeant | 8238949 | 17 January 2010 |
| Reid N | Lieutenant | 8099353 | 22 January 2011 |
| Ricketts M J | Corporal | 8163464 | 25 March 2008 |
| Rivett S J | Lieutenant | 8109609 | 22 January 2011 |
| Satterly B J D | Leading Seaman | 8097557 | 16 January 2010 |
| Schieb J A | Captain | 8236990 | 23 January 2014 |
| Scott E L | Flight Lieutenant | 8184198 | 1 January 2008 |
| Smythe D R S | Corporal | 8268778 | 1 June 2009 |
| Stade M J | Flight Lieutenant | 8198880 | 24 January 2016 |
| Suddery D K | Leading Seaman | 8097650 | 16 January 2010 |
| Taylor R N | Flight Lieutenant | 8163999 | 4 July 2010 |
| Thomas E J | Corporal | 8182512 | 10 October 2007 |
| Thornton J L | Flight Lieutenant | 8185565 | 23 January 2014 |
| Weaver R J | Corporal | 8185771 | 28 February 2015 |
| Williams C | Trooper | 8258757 | 17 April 2012 |
| Young J S | Flight Lieutenant | 8198722 | 23 March 2015 |

Schedule 3—Repeals

Military Superannuation and Benefits (Eligible Members) Declaration 2014 (No. 2)

1 The whole of the declaration

Repeal the declaration.