



Military Superannuation and Benefits (Eligible Members) Declaration 2016

I, Dan Tehan, Minister for Defence Personnel, make the following declaration.

Dated 14 October 2016

Dan Tehan
Minister for Defence Personnel

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1 Name

This is the *Military Superannuation and Benefits (Eligible Members) Declaration 2016*.

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Note: This table relates only to the provisions of this instrument as originally made.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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 30 September 2015, 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

Schedule 1 Eligible members—employment categories

Clause 1

Navy employment categories			
Item	Employment category	Rank	Conditions
			(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

Navy employment categories			
Item	Employment category	Rank	Conditions
			(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

Schedule 1 Eligible members—employment categories

Clause 1

Navy employment categories			
Item	Employment category	Rank	Conditions
			(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 30 September 2015, 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 30 September 2015, to receive retention benefit.
1.26	Maritime Logistics—Chef	Leading Seaman	The person is included in the

Navy employment categories			
Item	Employment category	Rank	Conditions
			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 30 September 2015, to receive retention benefit.
1.28	Maritime Warfare Officer	Lieutenant	The person is included in the employment category at any time on or after 30 September 2015.

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 29 September 2015; and (b) had become eligible, before 30 September 2015, 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 29 September 2015; and (b) had become eligible, before 30 September 2015, to receive retention benefit.
2.4	Aircrewman Loadmaster	Corporal	The person: (a) was included in the employment

Schedule 1 Eligible members—employment categories

Clause 2

Army employment categories			
Item	Employment category	Rank	Conditions
			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 29 September 2015; and (b) had become eligible, before 30 September 2015, 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.

Army employment categories			
Item	Employment category	Rank	Conditions
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 29 September 2015; and (b) had become eligible, before 30 September 2015, to receive retention benefit.

Schedule 1 Eligible members—employment categories

Clause 2

Army employment categories			
Item	Employment category	Rank	Conditions
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: (a) was included in the employment category at any time between 16 September 2005 and the day before the commencement day; and (b) had become eligible, on or before the commencement day, to receive retention benefit.
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: (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, on or before the commencement day, to receive retention benefit.
2.24	Officer Aviation Specialist Stream	Captain	The person is included in the employment category at any time on

Army employment categories			
Item	Employment category	Rank	Conditions
			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 29 September 2015; and (b) had become eligible, before 30 September 2015, 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 29 September 2015; and (b) had become eligible, before 30 September 2015, 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 30 September 2015.
2.29	Special Air Service Regiment (SASR) Officer	Captain	The person is included in the employment category at any time on or after 30 September 2015.
2.30	Analyst Intelligence Operations	Corporal	The person is included in the employment category at any time on or after 30 September 2015.
2.31	Carpenter	Corporal	The person is included in the employment category at any time on or after 30 September 2015.
2.32	Electrician	Corporal	The person is included in the employment category at any time on or after 30 September 2015.
2.33	Plumber	Corporal	The person is included in the employment category at any time on or after 30 September 2015.
2.34	Draughtsman Architectural	Corporal	The person is included in the employment category at any time on or after 30 September 2015.
2.35	Reporter	Corporal	The person: (a) was included in the employment category at any time between 30 September 2015 and the day before the commencement day; and (b) had become eligible, on or before the commencement day, to receive

Schedule 1 Eligible members—employment categories

Clause 3

Army employment categories			
Item	Employment category	Rank	Conditions
			retention benefit.
2.36	General Service Officer Pilot	Captain	The person is included in the employment category at any time on or after 30 September 2015.
2.37	Environmental Officer	Captain	The person: (a) was included in the employment category at any time between 30 September 2015 and the day before the commencement day; and (b) had become eligible, on or before the commencement day, to receive retention benefit.
2.38	Physiotherapist	Captain	The person is included in the employment category at any time on or after 30 September 2015.
2.39	Medical Officer Doctor	Captain	The person is included in the employment category at any time on or after 30 September 2015.
2.40	Cook	Corporal	The person is included in the employment category at any time on or after the commencement day.
2.41	Special Air Service Trooper Grade 2/3	Corporal	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

Air Force employment categories			
Item	Employment category	Rank	Conditions
			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

Schedule 1 Eligible members—employment categories

Clause 3

Air Force employment categories			
Item	Employment category	Rank	Conditions
			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

Air Force employment categories			
Item	Employment category	Rank	Conditions
			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.

Clause 1

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
Bismarck V S	Flight Lieutenant	8166050	23 January 2017
Bradley S E B	Squadron Leader	8163550	20 March 2009
Burgess M	Corporal	8203574	5 February 2017
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
Gair A D	Private	8263042	18 October 2016
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
Kemmerly D	Corporal	8218121	26 October 2014
Kimmorley M S J	Corporal	8199033	21 August 2016
Lee D G	Flight Lieutenant	8186151	2 March 2016
Leigh M P	Corporal	8230862	27 February 2016
Lewis B G	Corporal	8212281	11 June 2017
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
McGrath A	Flight Lieutenant	8210255	15 February 2017
McKey T M	Corporal	8236221	11 February 2012
McWilliams S B	Leading Seaman	8098682	5 June 2010

Eligible members			
Person	Rank	Service No.	Date person becomes eligible to receive retention benefit
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
Symes K B	Corporal	8252794	7 December 2013
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 2015

1 The whole of the declaration

Repeal the declaration.