

Fair Indexation of Military Superannuation Entitlements Bill 2012

Introduced into the House of Representatives on 29 October 2012

By: Mr Bob Katter MP

Committee view

1.2 The committee considers that the bill is unlikely to raise any concerns of compatibility with human rights. However, it has written to Mr Katter in an advisory capacity to draw his attention to the bill's engagement of Articles 7, 9 and 11 of the ICESCR.

Purpose of the bill

1.3 This bill provides that the minister must, within six months of this legislation taking effect, take legislative action to index the Defence Force Retirement Benefit Scheme, the Defence Force Retirement and Death Benefit Scheme and the Military Superannuation and Benefits Scheme using the same methodology as that used for the Australian age and service pensions.

1.4 The bill contains a general statement of compatibility that simply states that the Bill is compatible with human rights without specifying any particular rights that it may promote or limit.

1.5 Insofar as the bill aims to ensure that military superannuation payments increase in line with other public pension payments, the bill may be viewed as contributing to the enjoyment of the right to an adequate standard of living guaranteed by article 11 of the International Covenant on Economic, Social and Cultural Rights, the right to social security guaranteed by article 9 of the ICESCR, and the right to just and favourable conditions of work guaranteed by article 7 of the ICESCR.