

BETWEEN:

**BARRY THOMAS CUNNINGHAM**  
First Plaintiff

**DR ANTHONY HAMILTON LAMB OAM**  
Second Plaintiff

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**THE HONOURABLE JOHN COLINTON MOORE AO**  
Third Plaintiff



**THE HONOURABLE BARRY COHEN AM**  
Fourth Plaintiff

AND:

**COMMONWEALTH OF AUSTRALIA**  
First Defendant

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**REMUNERATION TRIBUNAL**  
Second Defendant

**PLAINTIFFS' CHRONOLOGY**

**Part I: Internet Certification**

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1. The plaintiffs certify that this chronology is suitable for publication on the Internet.

30 **Part II: Chronology**

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2. Given the lengthy period of time involved in the case, the chronology only sets out certain key events. The same abbreviations as used in the plaintiffs' submissions are used.
3. A reference to a person being "first elected" is a reference to the first time the person was elected to the House of Representatives. A reference to a person being "first defeated" is a reference to the first time that the person was defeated in an election subsequent to being first elected. A reference to a person being "again elected" is a reference to a person being elected to the House of Representatives for a period subsequent to that person's first defeat. A reference to a person being "last defeated" is

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| Date        | Event   | Reference        |
|-------------|---|------------------|
| 1 Dec 1948  | <i>Parliamentary Retiring Allowances Act 1948</i> (Cth) ( <b>Superannuation Act</b> ) commences operation, and provides in s 18 for a fixed weekly pension to be paid to certain retired members  | BD, Vol 1, p 205 |
| 1 Jan 1952  | Superannuation Act amended by <i>Parliamentary Retiring Allowances Act 1952</i> (Cth) to provide, inter alia, for additional weekly pension under s 18 to persons 65 or over.   |                  |
| 16 Jun 1955 | Superannuation Act amended by <i>Parliamentary Retiring Allowances Act 1955</i> (Cth), inter alia, to increase rates of weekly pension under s 18.  |                  |
| 1 Mar 1959  | Superannuation Act amended by <i>Parliamentary Retiring Allowances Act 1959</i> (Cth) inter alia, to increase rates of weekly pension under s 18.   |                  |
| 1 Nov 1964  | Superannuation Act amended by the <i>Parliamentary Retiring Allowances 1964</i> (Cth), inter alia, to increase the rate of pension under s 18. Rate of pension amended to be a percentage, based on the age of the retired member, of parliamentary allowance the retired member was entitled to immediately before retirement. | BD, Vol 1, p 216 |
| 2 Jun 1965  | <i>Parliamentary Retiring Allowances Act 1965</i> (Cth) commences operation. Section 24B introduced to the Superannuation Act.  |                  |
| 29 Oct 1966 | <i>Parliamentary Retiring Allowances Act 1966</i> (Cth) commences operation. Amendments made to the Superannuation Act in relation to decimal currency.   |                  |
| 8 Nov 1967  | <i>Parliamentary Retiring Allowances (Increases) Act 1967</i> (Cth) provides directly for increases in pensions to certain persons entitled to a pension under the Superannuation Act.  |                  |
| 25 Oct 1969 | Fourth plaintiff first elected.   | SC [69]          |
| 1 Oct 1971  | <i>Parliamentary Retiring Allowances (Increases) Act 1971</i> (Cth) provides directly for increases in pensions to certain persons entitled to a pension under the Superannuation Act.  |                  |
| 2 Dec 1972  | Second plaintiff first elected.   | SC [32]          |
| 8 Jun 1973  | Superannuation Act amended by the <i>Parliamentary and Judicial Retiring Allowances Act 1973</i> (Cth), inter alia, to increase the rate of pension under s 18. Rate of pension under s 18 amended to be a percentage, based on length of service, of parliamentary allowance payable from time to time.                        | BD, Vol 1, p 264 |
| 13 Dec 1975 | Second plaintiff first defeated. No retiring allowance payable at this time.  | SC [35], [50]    |

| Date        | Event  | Reference           |
|-------------|--|---------------------|
| 13 Dec 1975 | Third plaintiff first elected.   | SC [52]             |
| 21 Jun 1976 | Remuneration Tribunal issues Determination 1976/6 which, inter alia, provides for the terms of the Life Gold Pass  | BD, Vol 2, p 321    |
| 12 Jun 1978 | <i>Parliamentary Contributory Superannuation Act 1978</i> (Cth) commences operation. Additional retiring allowance introduced to s 18.   |                     |
| 1 Jul 1980  | <i>Parliamentary Contributory Superannuation Amendment Act 1981</i> (Cth) commences operation. Rate of additional retiring allowance amended to be percentage of Ministerial salary/additional parliamentary office holder allowance payable from time to time.    | BD, Vol 1, p 293    |
| 18 Oct 1980 | First plaintiff first elected.   | SC [12]             |
| 31 Mar 1984 | Section 21B of the Superannuation Act, introduced by the <i>Parliamentary Contributory Superannuation Amendment Act 1983</i> (Cth), commences operation.   |                     |
| 1 Dec 1984  | Second plaintiff again elected.  | SC [37]             |
| 19 Feb 1990 | Fourth plaintiff becomes eligible for Life Gold Pass.  | SC [84]             |
| 20 Feb 1990 | Fourth plaintiff ceases to be entitled to receive parliamentary allowance and begins to receive retiring allowance under the Superannuation Act including additional retiring allowance by reason of service as a Minister of State and in a parliamentary office. | SC [72], [81]       |
| 24 Mar 1990 | Second plaintiff last defeated and begins to receive retiring allowance under the Superannuation Act including additional retiring allowance by reason of service in various offices.  | SC [40], [50]       |
| 24 Mar 1990 | First plaintiff first defeated and begins to receive retiring allowance under the Superannuation Act including additional retiring allowance by reason of service as Government Whip and Deputy Government Whip.   | SC [15], [29]       |
| 13 Mar 1993 | First plaintiff again elected and ceases to receive retiring allowance.  | SC [17], [18], [28] |
| 1 Jan 1994  | Determination 1993/18 applies annual cap of 25 return trips to holder of Life Gold Pass issued or on after 1 Jan 1994.   | SC [154]            |
| 1 Mar 1996  | First plaintiff last defeated and again begins to receive retiring allowance under the Superannuation Act.   | SC [19], [29]       |

| Date        | Event   | Reference         |
|-------------|---|-------------------|
| 2 Mar 1996  | <i>Parliamentary Contributory Superannuation Amendment Act 1996</i> (Cth) commences operation. Section 22T introduced to the Superannuation Act.  | BD, Vol 1, p 307  |
| 5 Feb 2001  | Third plaintiff resigns, and from the day after begins to receive retiring allowance under the Superannuation Act, including additional retiring allowance by reason of service as a Minister of State. | SC [55], [64]     |
| 5 Feb 2001  | Third plaintiff becomes eligible for Life Gold Pass.  | SC [67]           |
| 30 Dec 2002 | 2002 LGP Act relevantly commences.  | SC [156]          |
| 5 Aug 2011  | 2011 Amendment Act relevantly commences.  | SC [87]           |
| Dec 2011    | Remuneration Tribunal, Review of the Remuneration of Members of Parliament Initial Report.  | BD, Vol 5, p 1811 |
| 6 Mar 2012  | 2012 LGP Act relevantly commences.  | SC [90]           |
| 15 Mar 2012 | Determination 2012/02 and Determination 2012/03 come into operation.  | SC [99], [102]    |

Dated: 11 March 2016



R J Ellicott  
T: (02) 9232 3133  
F: (02) 9233 4164  
marycorkhill@16wardell.com.au



M McHugh  
T: (02) 9231 3122  
F: (02) 9237 0823  
mgm@16wardell.com.au



T O Prince  
T: (02) 9151 2051  
F: (02) 9233 1850  
prince@newchambers.com.au