

IN THE HIGH COURT OF AUSTRALIA  
SYDNEY REGISTRY

No. S8 of 2011

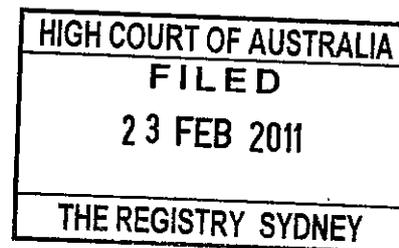
BETWEEN:

**ABLE SEAMAN JOSEPH ANTHONY PETER HASKINS**  
Plaintiff

and

**THE COMMONWEALTH OF AUSTRALIA**  
Defendant

**PLAINTIFF'S CHRONOLOGY**



---

Filed on behalf of Plaintiff by:

Date of this document: 23 February 2011

Contact: Neville Wyatt

Wyatt Attorneys  
Suite 104  
206-208 Liverpool Road  
Ashfield NSW 2131

File ref: NWW:AW:08/1920  
Telephone: 02 9797 5800  
Facsimile: 02 9797 1177  
E-mail: alicia@wyatts.com.au

## **PART I SUITABILITY FOR PUBLICATION**

---

1. This chronology is in a form suitable for publication on the Internet.

## **PART II PRINCIPAL EVENTS**

---

<b>Date</b>	<b>Event</b>	<b>Ref</b>
7 February 2002	Chief of the Defence Force and the Secretary of the Department of Defence issued a document entitled: Defence Instructions (General) Pers 45-3 Amendment No 2, Australian Defence Force Detention Centres.	SC 3, para 14, Annex H
5 April 2004	Plaintiff enlisted in the Royal Australian Navy.	SC1, para 1
22 August 2007	Governor General appointed Brigadier Ian Denis Westward AM as the Chief Military Judge.	SC 2, Annex B
1 October 2007	Chief Military Judge's appointment becomes effective Australian Military Court commences.	SC 2, Annex B, SC 1, para 3
23 May 2008	Deputy Chief of Navy signed a Form 67 Declaration of Detention Centres form.	SC 3, para 13, Annex F
15 August 2008	Chief of Army issued a document entitled Australian Army Land Warfare Procedures-General LWP-G 0-1-8 Detention Centre Management and Operating Procedures.	SC 4, para 18, Annex L
27 August 2008	Chief of the Defence Force revoked all previous appointments of authorized officers made by the Chief of the Defence Force at any time pursuant to sub-section 3(1) of the <i>Defence Force Discipline Act 1982</i> .	SC 19-24
8 December 2008	Plaintiff tried by the former Australian Military Court.	SC 1, para 6
11 December 2008	Jury finds plaintiff guilty of all charges.  Chief Military Judge imposed punishments and made orders as to 11 charges as to misuse of a Defence Travel Card, contrary to s 60 of the <i>Financial Management and Accountability Act 1997</i> (Cth) and sub-s 61(3) of the <i>Defence Force Discipline Act 1982</i> (Cth), sentencing him to punishment of some detention.	SC 2, para 8  SC 2, para 9, Annex A

	Pursuant to s 170 DFDA, Chief Military Judge, as an authorised officer, signed a Form 50 Warrant of Commitment to Detention as to the Plaintiff	SC 2, para 9.5, Annex C
Between 11 December 2008 and 5 January 2009	Plaintiff served a sentence of military detention at the Defence Force Correctional Establishment at Holsworthy in the State of New South Wales	SC 6, para 26; SC 7 at para 33
26 August 2009	This Court decides <i>Lane v Morrison</i> [2009] HCA 29 (C3/2008) (2009) 239 CLR 230, this Honourable Court declared the provisions of Division 3 of Part VII of the DFDA to be invalid.	SC 7, para 34
22 September 2009	<i>Military Justice (Interim Measures) Act (No. 2) 2009</i> (Cth) came into force.	SC 7, para 35
7 January 2011	These proceedings commenced	
29 March 2011	Full Court hearing	

Date of filing: 23 February 2011

COUNSEL FOR THE PLAINTIFF



10 **J. G. Renwick**  
 Tel: (02) 9232 8545  
 Fax: (02) 9223 3710  
 Email: james.renwick@12thfloor.com.au



**D. H. Katter**  
 Tel: (07) 3003 1850  
 Fax: (07) 3211 5410  
 Email: dkatter@qldbar.asn.au