

**Senate Foreign Affairs, Defence and Trade
References Committee**

SUBMISSION COVER SHEET

Inquiry Title: Effectiveness of Australia's Military Justice System

Submission No: P47

Date Received:

Submitter: Mr Spek

Organisation:

Address:

Phone:

Fax:

Email:

Name/Contact: Mr Tony Spek

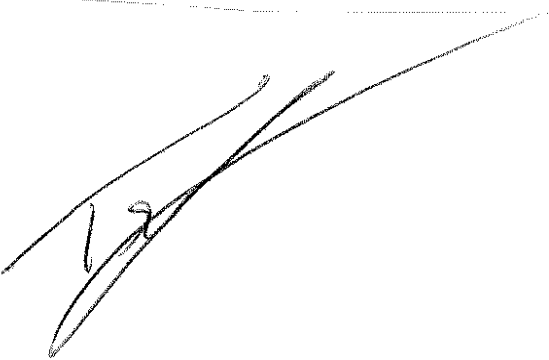
Date Authorised:

TONY SPEK

Dear Sir/Madam

Ref Senate: Committee in to **Effectiveness of Australia's
military justice system.**

Terms of reference number 1. A, B.

A handwritten signature in black ink, appearing to be '12' followed by a stylized flourish.

Ok I'm an ex serviceman regimental number (263179) my name is TONY SPEK.

1. I enlisted on the **25 day of September 1990** as a store man in RAEME
2. I was an outstanding soldier and I gave **150%** to my career I was **100%** a soldier and the other **50%** I gave as a carpenter or wood worker doing wood work in my time and army time at home for the bettering of my unit and my career.
3. I was very good at wood work as stated in letter from Lieutenant M.J. SMITH both at 8/12 MDM REGT and at 3 RAR my skills were used by the CO Lieutenant Colonel COX and W.R.C.VICKERS as well as RSM WATSON and RSM FIELDS
4. I had SIB SGT LAWS from mp platoon **Holsworthy** come to my store in 1992 to find out if I had any military equipment at home that was my married quarter at **Ingelburn Village** both were then army property that was where I did most of the wood work for my unit as explained in **Appendix A** pages **66,67,68** by MP SGT BRUCE ERIC NAPPER. He also out lines the ostrisisation and the fact that I was treated guilty until proven innocent. Also in **Appendix A** pages **69,70,71** SGT JOHN PATRICK KIRKHAM out lines the treatment I received from my unit. In **Appendix C** and **A** show the stress I was under during the investigation that took **15-16 months**. As well as one attempted suicide.
5. [REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

6. Also in **Appendix C** My medical document relating to as they put it situation reaction to work related stress it was recommended that I get **Marriage Guidance, Psychological and Psychologist treatment (THAT NEVER HAPPENED)** as well as that on the last page of those documents Nursing Diagnosis was **potential for Anxiety**.
7. Also mentioned in **Appendix A** attempted suicide also made out to be light (situation reaction) pages **85,86** attempted suicide as well as page **51** statement by **SHARON LEE SPEK** and page **67 MP SGT BRUCE NAPPER** all mention attempted suicide.
8. **Appendix a** page **79, 87 Magistrate states that I'm not charged with stealing and of course I'm not and I did not steal anything.**
9. I made a mistake I took the word of a **RSM** and the **Corporal** in my store and yes I had used tools from the store to do work at home for the unit as I used my tools for the unit at Holsworthy.
10. **8/12 MDM REGT** took it upon it self to ostracize me and bastardize me as well as remove me from my fitters course restrict me to the guard room as if I was in jail and still used me for there wood work at home mind you. In that guard room I was bashed by my fellow soldiers kept like a dog to clean rubbish bins pick up smoke butts polish floors clean walls and back to back guard duties at one stage I did approx **30** hours straight on guard duty some of this is out lined in **Appendix A** page

84,85,86 on page 87 **Appendix A** the magistrate notes that he has no intent to dismiss me from the Defence Force. It is my impression of you, from what I have heard today, that you have been a good soldier to date, and I think it is in the interests of the Army and your own interest that you be allowed to continue to serve in the Army.

11. Also **Appendix A** the magistrate states that I hope that those responsible for your career in the future will let you do that course **(AS IF THAT HAPPENED).**
12. I was discharged on the **4 march 1994** as stated in **Appendix D. DISCH 04MAR94 ARA AMR 176 (1) (n) RETENTION IN THE ARMY NOT IN THE INTREST ER 000 THEFT.**
13. I have recently came in to contact with a bombardier from **8/12 MDMREGT** **Appendix B** statement by **JOHN JAMES BURNS** also out lining the treatment that they dished out.
14. I have suffered for years over this only in **2003** was I able to get the magistrates documents to back me up and if you want to know why people kill them selves I can tell you as I have tried many times since my time at **8/12 MDM REGT** its got nothing to do with the military police that's killing people it's the units that put the stress and fear in to the soldiers not allowing them there rights as humans if the unit thinks you're a bad egg then you are treated like one.
15. **8/12 MDM REGT** destroyed my life my career my marriage and my health mentally and physically every day I wish that I was dead if it wasn't for a promise that I made my dear old mum after a major suicide attempt in my hospital bed I would have no hesitation in nicking my self.
16. After the investigation was all over the magistrate was clear in he's findings that I had made an error in judgment in other words a mistake witch I admitted that I did I was punished time and time and time again for stealing by my unit and I did not steal a thing work that one out even after the hearing was over I was still on duty

in the guard room for two weeks after if it wasn't for my first weekend off in **15-16** months I would have been in that guard room a lot longer as it was that weekend my wife and I and my kids had a major car accident that put my wife in hospital with both of her legs broken. And all DVA can say is that I suffer from anxiety and depression from the car accident well I grew up in the bush on acreage smashing cars in to trees and rolling cars for fun yes the accident did cause some stress but the stress was piled so high before that there was no room for any more.

17. Also after the car accident with my wife in intensive care RSM FIELDS rang my at home to tell me that he had a form for me to sign in the Co' office and that I had to make arrangements for my three kids to be taken care of so I could show cause and I didn't even know what a show cause was to much stress piled up and I just signed it and walked out after that my wife was still in hospital doing fine we were told we had to vacate our married quarter and there telling me know that they aren't responsible for my conditions thank you 8/12 MDMREGT. And there is more to this.

THANK YOU

TONY SPEK