
STATUTORY INSTRUMENTS

2015 No. 2064

**The Armed Forces (Service Complaints
Miscellaneous Provisions) Regulations 2015**

Independent persons

- 5.—(1) Paragraph (3) applies if—
- (a) the Defence Council act by virtue of section 340D(2)(d) or section 340M(2)(a) in relation to a service complaint; and
 - (b) the statement of complaint made in accordance with regulations made for the purposes of section 340B(1) and (2) includes an allegation within paragraph (2).
- (2) An allegation referred to in paragraph (1)(b) is an allegation that the complainant has been the subject of—
- (a) discrimination;
 - (b) harassment;
 - (c) bullying;
 - (d) dishonest or biased behaviour;
 - (e) a failure of the Ministry of Defence to provide medical, dental or nursing care for which the Ministry of Defence was responsible; or
 - (f) the improper exercise by a service policeman of statutory powers as a service policeman.
- (3) The Defence Council must appoint—
- (a) a person who is independent; or
 - (b) a panel that includes at least one member who is independent.
- (4) In this regulation, “discrimination” means discrimination or victimisation on the grounds of colour, race, ethnic or national origin, nationality, sex, gender reassignment, status as a married person or civil partner, religion, belief or sexual orientation, and less favourable treatment of the complainant as a part-time employee.