

Case Summary
Office of the Judge Advocate General

DEFENDANT: LBDR Fraser

TYPE OF PROCEEDING: Defence Force Magistrate

DATE OF TRIAL: 17 November 2025

VENUE: Robertson Barracks, NT

Charges and plea

	Statement of Offence	Plea
Charge 1	DFDA, s. 61(3) and Criminal Code 1995 (Cth), s. 474.17A(1) Using a carriage service to transmit sexual material without consent	Guilty

Pre-Trial: Closed hearing and non-publication orders

Application made:	No but the DFM determined there should be a non publication order.
Determination:	The DFM determined under s148 DFDA due to the nature of the offence in the interests of the proper administration of justice that a non-publication order was appropriate ordering there be no publication of the complainant's name nor any information which could lead to the identification of the complainant.

Trial: Facts and legal principles

Nil, as the case proceeded by way of a guilty plea.

Findings

	Finding
Charge 1	Guilty

Sentencing: Facts and legal principles

The complainant, who was a defence member, had been in a relationship with the defendant. The complainant allowed the defendant to record sexual activity between them with consent. In doing so the complainant trusted the defendant not to disclose the imagery to anyone else. In gross breach of that trust the defendant sent three video clips via snap chat to a civilian female showing the complainant and himself engaging in sexual activity. The complainant's face was not in the video footage. The female civilian informed the complainant of the defendant's disclosure of the footage.

He made full admissions to service police and pleaded guilty at the earliest opportunity.

The offence charged is a recent addition to the Commonwealth Criminal Code and carries a maximum punishment of 6 years imprisonment.

The offending was so serious, and involved such a criminal breach of trust, that it warranted reduction in rank and dismissal from the Defence Force.

- *This summary is not intended to be a substitute for the reasons of the Service tribunal or to be used in any later consideration of the tribunal's reasons.*

Punishments and orders

Charge 1	Reduction in rank to PTE; Dismissal.
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Outcome on automatic review

The Reviewing Authority's decision on automatic review was handed down on 08 December 2025.

	Conviction	Punishments / Orders
Charge 1	Upheld	Upheld

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