



Management of Offenders (Scotland) Act 2019 2019 asp 14

PART 2

DISCLOSURE OF CONVICTIONS

Rules relating to disclosure

21 Table B – disclosure periods: service sentences

- (1) The 1974 Act is amended as follows.
- (2) After section 5A (inserted by section 20) there is inserted—

“5B Table B – disclosure periods: service disciplinary sentences

This is Table B as referred to in section 5(2C)—

TABLE B

DISCLOSURE PERIODS: SERVICE DISCIPLINARY SENTENCES

<i>Sentence</i>	<i>Disclosure period – aged 18 or over</i>	<i>Disclosure period – aged under 18</i>
A sentence of cashiering, discharge with ignominy or dismissal with disgrace from Her Majesty’s service	10 years	5 years
A sentence of dismissal from Her Majesty’s service	7 years	3½ years
Any sentence of service detention within the meaning of the Armed	5 years	2½ years

Status: This is the original version (as it was originally enacted).

<i>Sentence</i>	<i>Disclosure period – aged 18 or over</i>	<i>Disclosure period – aged under 18</i>
Forces Act 2006, or any sentence of detention corresponding to such a sentence, in respect of a conviction in service disciplinary proceedings		
A custodial order under section 71AA of the Army Act 1955 or the Air Force Act 1955, or under section 43AA of the Naval Discipline Act 1957, where the maximum period of detention specified in the order is more than 6 months	7 years	7 years
A custodial order under schedule 5A of the Army Act 1955 or the Air Force Act 1955, or under schedule 4A of the Naval Discipline Act 1957, where the maximum period of detention specified in the order is more than 6 months	7 years	7 years
A sentence of detention for a term exceeding 6 months but not exceeding 30 months passed under section 71A(4) of the Army Act 1955 or Air Force Act 1955, section 43A(4) of the Naval Discipline Act 1957 or section 209 of the Armed Forces Act 2006	5 years	5 years
A sentence of detention for a term not exceeding 6 months passed under section 71A(4) of the Army Act 1955 or Air Force Act 1955, section 43A(4) of the Naval Discipline Act 1957 or section 209 of the Armed Forces Act 2006	3 years	3 years
A custodial order under any of the schedules of the Army Act 1955, the Air Force Act 1955 or the Naval Discipline Act 1957	3 years	3 years

Status: This is the original version (as it was originally enacted).

<i>Sentence</i>	<i>Disclosure period – aged 18 or over</i>	<i>Disclosure period – aged under 18</i>
mentioned above, where the maximum period of detention specified in the order is 6 months or less		
A custodial order under section 71AA of the Army Act 1955 or Air Force Act 1955, or section 43AA of the Naval Discipline Act 1957, where the maximum period of detention specified in the order is 6 months or less	3 years	3 years”
