



# Armed Forces Act 2006

## 2006 CHAPTER 52

First Group of Parts Discipline

### PART 4

CUSTODY

### CHAPTER 2

CUSTODY ETC AFTER CHARGE

*Arrest after charge*

#### **111 Arrest during proceedings at direction of court**

- (1) Where—
  - (a) a person has been arraigned before the Court Martial or the Service Civilian Court, and
  - (b) proceedings before the court have not concluded,  
a judge advocate, if satisfied that taking him into service custody is justified, may direct the arrest of that person.
- (2) Any person with power to arrest that person for a service offence has the same power, exercisable in the same way, to arrest him pursuant to a direction under subsection (1).
- (3) Subsections (2) and (3) of section 110 apply for the purposes of this section.
- (4) A person arrested under this section who is kept in service custody—
  - (a) must as soon as is practicable be brought before a judge advocate for a review of whether he should continue to be kept in service custody; and
  - (b) on that review is to be dealt with as on a review under section 108(1) (see sections 108(4) to (8) and 109).