

Status: Point in time view as at 13/11/2023.

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 2021, Schedule 2. (See end of Document for details)

SCHEDULES

SCHEDULE 2 **U.K.**

Section 9

RESERVE FORCES: FLEXIBILITY OF COMMITMENTS

PART 1 **U.K.**

CONSEQUENTIAL AMENDMENTS

Reserve Forces Act 1996

1 The Reserve Forces Act 1996 is amended as follows.

Commencement Information

- I1** Sch. 2 para. 1 not in force at Royal Assent, see **s. 24(1)**
- I2** Sch. 2 para. 1 in force at 1.5.2022 for specified purposes by **S.I. 2022/471, reg. 2(c)**

- 2 (1) Section 17 (postponement of discharge) is amended as follows.
- (2) In subsection (1), for “full-time service under a full-time service commitment” substitute “service under a section 24 commitment”.
 - (3) In subsection (2), for “full-time service under a full-time service commitment” substitute “service under a section 24 commitment”.
 - (4) In subsection (4), for “full-time service under a full-time service commitment” substitute “service under a section 24 commitment”.

Commencement Information

- I3** Sch. 2 para. 2 not in force at Royal Assent, see **s. 24(1)**
- I4** Sch. 2 para. 2 in force at 1.5.2022 for specified purposes by **S.I. 2022/471, reg. 2(c)**

- 3 (1) Section 26 (parliamentary control of commitments) is amended as follows.
- (2) For subsection (1)(a) substitute—
 - “(a) in service under section 24 commitments; or”.
 - (3) In subsection (2), for “full-time service” substitute “service under section 24 commitments”.
 - (4) In subsection (3), for “full-time service” substitute “service under section 24 commitments”.

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- I5** Sch. 2 para. 3 not in force at Royal Assent, see [s. 24\(1\)](#)
I6 [Sch. 2 para. 3](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471, reg. 2\(c\)](#)

- 4 (1) Section 97 (failure to attend for duty or training) is amended as follows.
- (2) In subsection (1)—
- (a) in the words before paragraph (a), for “full-time service” substitute “section 24”;
 - (b) in paragraph (a), for “full-time service”, in the first place it occurs, substitute “section 24”, and omit “full-time” in the second place it occurs.

Commencement Information

- I7** Sch. 2 para. 4 not in force at Royal Assent, see [s. 24\(1\)](#)
I8 [Sch. 2 para. 4](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471, reg. 2\(c\)](#)

- 5 In subsection (1) of section 127 (interpretation)—
- (a) omit the definition of “full-time service commitment”, and
 - (b) at the appropriate place, insert—
 ““section 24 commitment” means a commitment under section 24;”.

Commencement Information

- I9** Sch. 2 para. 5 not in force at Royal Assent, see [s. 24\(1\)](#)
I10 [Sch. 2 para. 5](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471, reg. 2\(c\)](#)

- 6 In Schedule 9 (application of Act to members of transitional classes), in paragraph 11, in the words before sub-paragraph (a), for “full-time service commitment” substitute “commitment under that section”.

Commencement Information

- I11** Sch. 2 para. 6 not in force at Royal Assent, see [s. 24\(1\)](#)
I12 [Sch. 2 para. 6](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471, reg. 2\(c\)](#)

Commencement Information

- I1** Sch. 2 para. 1 not in force at Royal Assent, see [s. 24\(1\)](#)
I2 [Sch. 2 para. 1](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471, reg. 2\(c\)](#)
I3 Sch. 2 para. 2 not in force at Royal Assent, see [s. 24\(1\)](#)
I4 [Sch. 2 para. 2](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471, reg. 2\(c\)](#)
I5 Sch. 2 para. 3 not in force at Royal Assent, see [s. 24\(1\)](#)
I6 [Sch. 2 para. 3](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471, reg. 2\(c\)](#)
I7 Sch. 2 para. 4 not in force at Royal Assent, see [s. 24\(1\)](#)
I8 [Sch. 2 para. 4](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471, reg. 2\(c\)](#)
I9 Sch. 2 para. 5 not in force at Royal Assent, see [s. 24\(1\)](#)
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I12 Sch. 2 para. 6 in force at 1.5.2022 for specified purposes by S.I. 2022/471, reg. 2(c)

Armed Forces Act 2006

7 AFA 2006 is amended as follows.

Commencement Information

I13 Sch. 2 para. 7 not in force at Royal Assent, see s. 24(1)

I14 Sch. 2 para. 7 in force at 1.5.2022 for specified purposes by S.I. 2022/471, reg. 2(c)

8 In section 62 (time limit for charging Reserve Forces Act offences)—
(a) in subsection (3)(c)(ii), for “full-time service” substitute “service under a commitment entered into under section 24 of the Reserve Forces Act 1996”;
(b) omit subsection (3)(d).

Commencement Information

I15 Sch. 2 para. 8 not in force at Royal Assent, see s. 24(1)

I16 Sch. 2 para. 8 in force at 1.5.2022 for specified purposes by S.I. 2022/471, reg. 2(c)

9 In section 367 (persons subject to service law: regular and reserve forces), in subsection (2)(c), omit “full-time”.

Commencement Information

I17 Sch. 2 para. 9 not in force at Royal Assent, see s. 24(1)

I18 Sch. 2 para. 9 in force at 1.5.2022 for specified purposes by S.I. 2022/471, reg. 2(c)

Commencement Information

I13 Sch. 2 para. 7 not in force at Royal Assent, see s. 24(1)

I14 Sch. 2 para. 7 in force at 1.5.2022 for specified purposes by S.I. 2022/471, reg. 2(c)

I15 Sch. 2 para. 8 not in force at Royal Assent, see s. 24(1)

I16 Sch. 2 para. 8 in force at 1.5.2022 for specified purposes by S.I. 2022/471, reg. 2(c)

I17 Sch. 2 para. 9 not in force at Royal Assent, see s. 24(1)

I18 Sch. 2 para. 9 in force at 1.5.2022 for specified purposes by S.I. 2022/471, reg. 2(c)

PART 2 U.K.

TRANSITIONAL PROVISION

10 Regulations under section 24(4) may provide that any provision of section 9 or Part 1 of this Schedule is to have effect in relation to commitments under section 24 or 25 of the Reserve Forces Act 1996 entered into before section 9 comes into force.

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Commencement Information

I19 Sch. 2 para. 10 not in force at Royal Assent, see [s. 24\(1\)](#)

I20 [Sch. 2 para. 10](#) in force at 1.5.2022 for specified purposes by [S.I. 2022/471](#), [reg. 2\(c\)](#)

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