



Army Act 1955 (repealed)

1955 CHAPTER 18 3 and 4 Eliz 2

PART II

DISCIPLINE AND TRIAL AND PUNISHMENT OF MILITARY OFFENCES

Malingering and drunkenness

43 Drunkenness.

(1) Any person subject to military law who is guilty of drunkenness, whether on duty or not, shall, on conviction by court-martial, be liable to imprisonment for a term not exceeding two years or any less punishment provided by this Act ^{F1}

^{F2}(2) For the purposes of this section a person is guilty of drunkenness if owing to the influence of alcohol or any drug, whether alone or in combination with any other circumstances, he is unfit to be entrusted with his duty or with any duty which [^{F3}he might reasonably expect to be called upon to perform], or behaves in a disorderly manner or in any manner likely to bring discredit on Her Majesty's service.

Textual Amendments

- F1** Words repealed by [Armed Forces Act 1966 \(c. 45\), s. 37\(3\), Sch. 5](#)
- F2** Proviso repealed by [Armed Forces Act 1971 \(c. 33\), s. 78\(4\), Sch. 4 Pt. I](#)
- F3** Words substituted by [Armed Forces Act 1971 \(c. 33\), ss. 15\(1\), 78\(4\)](#)

Textual Amendments applied to the whole legislation

- F1** Act: the provisions of the 1955 Acts providing for findings of courts-martial to be subject to confirmation and to revision at the direction of the confirming officer cease to have effect (1.4.1997 subject to art. 3 of the commencing S.I.) by virtue of [1996 c. 46, s. 15; S.I. 1997/304, arts. 2, 3, Sch. 2](#)

Status:

Point in time view as at 01/04/1996. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Army Act 1955 (repealed), Section 43.