

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: Naval Discipline Act 1957 (repealed), Cross Heading: Navigation and flying offences is up to date with all changes known to be in force on or before 28 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*



# Naval Discipline Act 1957 (repealed)

1957 CHAPTER 53 5 and 6 Eliz 2

## PART I

### ARTICLES OF WAR

#### *Navigation and flying offences*

#### Textual Amendments applied to the whole legislation

**F1** Act repealed (prosp.) by [Armed Forces Act 2006 \(c. 52\)](#), ss. 378, 383, [Sch. 17](#) and the repeal being partly in force, as to which see individual provisions

#### **19 Loss or hazarding of ship or aircraft.**

Every person subject to this Act who, either wilfully or by negligence—

(a) causes or allows to be lost, stranded or hazarded any of Her Majesty's ships or vessels; . . . <sup>F1</sup>

(b) . . . <sup>F2</sup>

shall be liable, if he acts wilfully or with wilful neglect, to imprisonment . . . <sup>F3</sup> or any less punishment authorised by this Act, and in any other case to imprisonment for a term not exceeding two years or any less punishment so authorised.

#### Textual Amendments

**F1** Words repealed by [Armed Forces Act 1971 \(c. 33\)](#), s. 78(4), [Sch. 4 Pt. I](#)

**F2** [S. 19\(b\)](#) repealed by [Armed Forces Act 1971 \(c. 33\)](#), s. 78(4), [Sch. 4 Pt. I](#)

**F3** Words repealed by [Armed Forces Act 1971 \(c. 33\)](#), s. 78(4), [Sch. 4 Pt. I](#)

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## 20 Dangerous flying, etc.

Every person subject to this Act who is guilty of any act or neglect in flying, or in the use of any aircraft, or in relation to any aircraft or aircraft material, which causes or is likely to cause loss of life or bodily injury to any person shall be liable—

- (a) if he acts wilfully or with wilful neglect, to imprisonment . . . <sup>F4</sup> or any less punishment authorised by this Act;
- (b) in any other case, to imprisonment for a term not exceeding two years or any less punishment authorised by this Act.

### Textual Amendments

**F4** Words repealed by [Armed Forces Act 1971 \(c. 33\)](#), s. 78(4), [Sch. 4 Pt. I](#)

## 21 Low flying.

Every person subject to this Act who, being the pilot of one of Her Majesty's aircraft, flies it at a height less than such height as may be provided by any regulations issued under the authority of [<sup>F5</sup>the Defence Council], . . . <sup>F6</sup>, except—

- (a) while taking off or alighting; or
- (b) in such other circumstances as may be so provided,

shall be liable to imprisonment for a term not exceeding two years or any less punishment authorised by this Act.

[<sup>F7</sup>Provided that where a pilot flies an aircraft in contravention of this section on the orders of some other person who is in command of the aircraft, that other person shall be treated for the purposes of this section as having been the pilot of, and flying, the aircraft at the material time.]

### Textual Amendments

**F5** Words substituted by [S.I. 1964/488](#), [Sch. 1 Pt. I](#)

**F6** Words repealed by [S.I. 1964/488](#), [Sch. 1 Pt. I](#)

**F7** Proviso inserted by [Armed Forces Act 1971 \(c. 33\)](#), [ss. 21\(1\)](#), 78(4)

## 22 Annoyance by flying.

Every person subject to this Act who, being the pilot of one of Her Majesty's aircraft, flies it so as to cause, or to be likely to cause, unnecessary annoyance to any person shall be liable to dismissal from Her Majesty's Service or any less punishment authorised by this Act.

[<sup>F8</sup>Provided that where a pilot flies an aircraft in contravention of this section on the orders of some other person who is in command of the aircraft, that other person shall be treated for the purposes of this section as having been the pilot of, and flying, the aircraft at the material time.]

### Textual Amendments

**F8** Proviso inserted by [Armed Forces Act 1971 \(c. 33\)](#), [ss. 21\(1\)](#), 78(4)

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