
Status: Point in time view as at 03/02/2006.

Changes to legislation: Naval Discipline Act 1957 (repealed), Cross Heading: Offences relating to, and by, persons in custody 33A. is up to date with all changes known to be in force on or before 15 July 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Naval Discipline Act 1957 (repealed)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

Offences relating to, and by, persons in custody ^{F1}33A.

Textual Amendments

F1 Ss. 33A-33C inserted by [Armed Forces Act 1971 \(c. 33\)](#), ss. 22, 78(4)

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F1 Act repealed (prosp.)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

33A Permitting escape, and unlawful release of prisoners.

- (1) Every person subject to this Act who wilfully allows to escape any person who is committed to his charge, or whom it is his duty to guard, shall be liable to imprisonment or any less punishment authorised by this Act.
- (2) Every person subject to this Act who—
 - (a) without proper authority releases any person who is committed to his charge, or
 - (b) without reasonable excuse allows to escape any person who is committed to his charge, or whom it is his duty to guard,shall be liable to imprisonment for a term not exceeding two years or any less punishment authorised by this Act.

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33B Resistance to arrest.

- (1) Every person subject to this Act who, being concerned in any quarrel or disorder, refuses to obey any officer who orders him into arrest, or . . . ^{F2} uses violence to, or offers violence to, any such officer, shall be guilty of an offence against this section whether or not the officer is his superior officer.
- (2) Every person subject to this Act who . . . ^{F2} uses violence to, or offers violence to, any person, whether subject to this Act or not, whose duty it is to apprehend him or in whose custody he is shall be guilty of an offence against this section.
- (3) Every person guilty of an offence against this section shall be liable to imprisonment for a term not exceeding two years or any less punishment authorised by this Act.

Textual Amendments

F2 Words repealed by [Armed Forces Act 1986 \(c. 21, SIF 7:1\)](#), ss. 4(1), 16(2), [Sch. 2](#)

33C Escape from confinement.

Every person subject to this Act who escapes from arrest, prison or other lawful custody (whether naval or not), shall be liable to imprisonment for a term not exceeding two years or any less punishment authorised by this Act.]

Status:

Point in time view as at 03/02/2006.

Changes to legislation:

Naval Discipline Act 1957 (repealed), Cross Heading: Offences relating to, and by, persons in custody 33A. is up to date with all changes known to be in force on or before 15 July 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.