



Armed Forces Act 1981

1981 CHAPTER 55

PART III

MISCELLANEOUS

Amendments of the Services Acts relating to evidence and proceedings thereunder

23 Inquiries : persons affected who must be given a opportunity to be present and represented.

[^{F1}(1) section 135(4) of the Army Act 1955 ^{M1} and the Air Force Act 1955 ^{M2} (which require rules for boards of inquiry to secure to witnesses and other persons affected the right to be present and represented) shall be amended by the insertion after the words “other person” of the words “to whom this subsection applies” and the addition at the end of the following paragraph—

“This subsection, so far as it applies to persons other than witnesses who may be affected by the findings, applies to persons of the following descriptions only, that is to say—

- (a) persons who are subject to military law, air-force law or the Naval Discipline Act 1957 ;
- (b) persons who, though not so subject, are in the service of the Crown and may be so affected in character or professional reputation ; and
- (c) persons who, though not so subject, are employed by the Civil Aviation Authority in or in connection with the provision by the Authority of air navigation services and may be so affected in character or professional reputation.”

(2) section 26(3) of the Army and Air Force Act 1961 ^{M3} (whose effect is reproduced by the provision made by subsection (1) above) is hereby repealed.]

Status: Point in time view as at 28/03/2009. This version of this provision has been superseded.

Changes to legislation: *There are currently no known outstanding effects for the Armed Forces Act 1981, Section 23. (See end of Document for details)*

Textual Amendments

- F1** S. 23 repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4

Modifications etc. (not altering text)

- C1** The text of ss. 2, 3, 4(2), 5, 6(1)(2)(3)(c)(4)(5)(6), 7, 8, 10–12, 15, 16, 18, 19, 20(3), 21–23, 24(2), 28(1) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M1** [1955 c. 18.](#)
M2 [1955 c. 19.](#)
M3 [1961 c. 52.](#)

Status:

Point in time view as at 28/03/2009. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Armed Forces Act 1981, Section 23.