

SCHEDULES

SCHEDULE 2

DESERTERS AND ABSENTEES WITHOUT LEAVE

Proceedings before a civil court where persons suspected of illegal absence

- 3 (1) Paragraphs 4 and 5 apply in the case of a person (“the accused”) who is brought before a magistrates' court and alleged to be a member of a reserve force who has deserted or is absent without leave.
- (2) The provisions of the Magistrates' Courts Act 1980—
- (a) relating to the constitution and procedure of magistrates' courts acting as examining justices and conferring powers of adjournment and remand on such courts so acting; and
 - (b) as to evidence and the issue and enforcement of summonses or warrants to secure the attendance of witnesses,
- shall apply to proceedings to which paragraph 4 or 5 applies.
- (3) In the application of this Schedule to Scotland and Northern Ireland, the reference in sub-paragraph (2) to provisions of the Magistrates' Courts Act 1980 shall be construed as a reference to any corresponding enactment in force as respects courts of summary jurisdiction.