



Reserve Forces Act 1996

1996 CHAPTER 14

PART X

GENERAL OFFENCES

Offences against good order and discipline

95 Offences against orders and regulations under section 4

- (1) A member of a reserve force who—
- (a) when required by or in pursuance of orders or regulations under section 4 to attend at any place, fails without reasonable excuse to attend in accordance with the requirement;
 - (b) uses threatening or insulting language or behaves in an insubordinate manner to any officer, warrant officer, non-commissioned officer or petty officer who in pursuance of orders or regulations under section 4 is acting in the execution of his office, and who would be the superior officer of the offender if he were subject to service law;
 - (c) by any fraudulent means obtains or is an accessory to the obtaining of any pay or other sum contrary to orders or regulations under section 4;
 - (d) knowingly or recklessly makes a statement false in any material particular in giving any information required by orders or regulations under section 4; or
 - (e) fails without reasonable excuse to comply with orders or regulations under section 4,
- is guilty of an offence triable by court-martial or summarily by a civil court.
- (2) A person guilty of an offence under this section is liable—
- (a) on conviction by court-martial to suffer imprisonment, or such less punishment provided for by service law;
 - (b) on summary conviction by a civil court—
 - (i) in the case of an offence under subsection (1)(a), (b), or (e), to a fine not exceeding level 3 on the standard scale; and

Status: This is the original version (as it was originally enacted).

- (ii) in the case of an offence under subsection (1)(c) or (d), to imprisonment for a term not exceeding 6 months or a fine not exceeding level 5 on the standard scale (or both).
- (3) A person convicted of an offence under this section is liable, if sentenced to a term of imprisonment or if such a term is imposed in default of payment of any fine, to be taken into military custody, air-force custody or naval custody (as the case may be).