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Armed Forces Act 2006

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- 371A Power to make provision in relation to protected prisoners of war

CHAPTER 2

OTHER SUPPLEMENTARY PROVISIONS

- 372 Evidence in proceedings before civilian courts
- 373 Orders, regulations and rules

CHAPTER 3

INTERPRETATION

- 374 Definitions applying for purposes of whole Act
- 375 Definitions relating to police forces

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- 376 “Conviction”, “sentence” etc in relation to summary hearings and the SAC
377 Further interpretive provisions

CHAPTER 4

FINAL PROVISIONS

- 378 Minor and consequential amendments and repeals
379 Power to make further amendments and repeals
380 Power to make transitional and transitory provision
381 Alignment of SDAs etc with this Act
382 Duration of this Act
383 Commencement
384 Extent to Channel Islands, Isle of Man and British overseas territories
385 Extent of applied enactments
386 Short title

SCHEDULES

SCHEDULE 1 — Criminal conduct offences that may be dealt with at a summary hearing

Part 1 — OFFENCES THAT MAY BE DEALT WITH WITHOUT PERMISSION

- 1 An offence under section 1 of the Theft Act 1968...
2 An offence under section 12 of that Act (taking vehicle...
3 An offence under section 5(2) of the Misuse of Drugs...
4 An offence under section 1(1) of the Criminal Damage Act...
5 An offence under section 3 of the Theft Act 1978...
6 An offence under section 9 of the Criminal Attempts Act...
7 An offence under section 39 of the Criminal Justice Act...
8 An offence under section 3 of the Road Traffic Act...
9 An offence under section 5 of that Act (driving a...
10 An offence under section 25 of that Act (tampering with...
11 An offence under section 28 of that Act (dangerous cycling)...
12 An offence under section 29 of that Act (careless cycling...)

Part 2 — OFFENCES THAT MAY BE DEALT WITH ONLY WITH PERMISSION

- 13 An offence under section 47 of the Offences against the...
14 An offence under section 1 of the Prevention of Crime...
15 An offence under section 13 of the Theft Act 1968...
16 An offence under section 139 of the Criminal Justice Act...
17 An offence under section 125 of the Communications Act 2003...
18 An offence under section 126 of that Act (possession or...
19 An offence under section 1 of the Fraud Act 2006...
20 An offence under section 11 of that Act (dishonestly obtaining...)

SCHEDULE 2 — “Schedule 2 offences”

- 1 An offence under section 1 (assisting an enemy).
2 An offence under section 2(1) (misconduct on operations).
3 An offence under section 3 (obstructing operations) which relates to...
4 An offence under section 4(1) or (2) (looting).
5 An offence under section 6 (mutiny).
6 An offence under section 7 (failure to suppress mutiny).

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- 7 An offence under section 8 (desertion) where the accused intended...
- 8 An offence under section 31(1) (hazarding of ship).
- 9 An offence under section 33(1) (dangerous flying etc).
- 10 An offence under section 39 of attempting to commit an...
- 11 An offence under section 40 of encouraging or assisting the...
- 12 An offence under section 42 (criminal conduct) as respects which...
- 13 An offence under section 42 as respects which the corresponding...

SCHEDULE 3 — Civilians etc: modifications of Court Martial sentencing powers

Part 1 — CIVILIAN OFFENDERS

- 1 (1) In relation to a civilian offender, section 164 (punishments...
 - 2 For the purposes of determining the Court Martial's powers when...
- ##### Part 2 — EX-SERVICEMEN ETC
- 3 (1) In relation to an offender to whom this Part...
 - 4 For the purposes of determining the Court Martial's powers when...

SCHEDULE 3A — Court Martial sentencing powers where election for trial by that court instead of CO

Part 1 — RELEVANT OFFENCES

- 1 For the purposes of this Schedule an offence is “relevant”...
- 2 An offence of which a person is convicted falls within...
- 3 An offence of which a person (“the accused”) is convicted...
- 4 Where— (a) a person (“the accused”) elects Court Martial trial...
- 5 Where— (a) a person (“the accused”) is charged with an...

Part 2 — SENTENCING POWERS ETC

- 6 Sentencing powers: single relevant offence
- 7 (1) This paragraph applies where— (a) the Court Martial convicts...
- 8 Multiple relevant offences
- 9 Sentencing powers: multiple relevant offences
- 10 Further provision about sentencing
- 11 Where the Court Martial is dealing with an offender for...
- 12 Activation of suspended sentence of detention
- 13 Court orders other than sentences
- 14 Review of unduly lenient sentences
- 15 Appeals: application of Court Martial Appeals Act 1968 to multiple relevant offences

Part 3 — INTERPRETATION

- 16 “Commanding officer”
- 17 Substituted charges

SCHEDULE 4 — Unfitness and insanity: modifications of Mental Health Act 1983

Hospital orders

- 1 For the purposes of section 169(2)(a) of this Act, section...

Restriction orders

- 2 For the purposes of section 169(2)(a) of this Act, section...

Remand orders

- 3 In relation to a case where section 169 applies but...
- 4 In relation to a case where section 169 applies but...

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Interim hospital orders

5 (1) In relation to a case where section 169 applies...

SCHEDULE 5 — Breach, revocation and amendment of community punishments

Part 1 — SERVICE COMMUNITY ORDERS

General

1 (1) In Schedule 8 to the 2003 Act (breach, revocation...

Breach of requirement of order

2 Paragraphs 5(1)(b) and 6(1) of that Schedule (warning and laying...

3 Paragraph 8 of that Schedule (issue of summons or warrant...

Revocation of order

4 Paragraph 14 of that Schedule (Crown Court's powers of revocation)...

Amendment of order

5 In Part 4 of that Schedule (amendment of order) as...

6 In paragraph 19 of that Schedule (amendment in relation to...

Powers of civilian courts in relation to order following subsequent conviction

7 Paragraph 22 of that Schedule (committal to Crown Court on...

Re-sentencing powers

8 (1) This paragraph applies for the purposes of construing the...

9 Where a sentence is passed by virtue of paragraph 8...

Part 2 — OVERSEAS COMMUNITY ORDERS

General

10 (1) In Schedule 8 to the 2003 Act (breach, revocation...

11 (1) For the purposes of that Schedule as it applies...

Breach of requirement of order

12 Paragraphs 5(1)(b) and 6(1) of that Schedule (warning and laying...

13 Paragraph 8 of that Schedule (issue of summons or warrant...

14 Paragraph 10 of that Schedule (powers of Crown Court on...

14A (1) The following provisions apply where the Court Martial or...

Revocation of order

15 Paragraph 14 of that Schedule (Crown Court's powers of revocation)...

Amendment of order

16 In Part 4 of that Schedule (amendment of order) as...

17 Paragraph 17 of that Schedule has effect in relation to...

Powers in relation to order following subsequent conviction

18 Paragraph 21 of that Schedule (powers of magistrates' court on...

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19 Paragraph 23 of that Schedule (powers of Crown Court on...

Supplementary provisions relating to orders

20 In paragraph 26 of that Schedule as it applies to...

21 Paragraph 27 of that Schedule has effect in relation to...

Court Martial rules

22 If Court Martial rules provide that powers of the Court...

Appeals

23 A person who— (a) is sentenced by the Court Martial...

SCHEDULE 6 — Overseas community orders: young offenders

Unpaid work requirement

1 An unpaid work requirement, as defined by section 199 of...

Exclusion requirement

2 Where an exclusion requirement, as defined by section 205 of...

Residence requirement

3 (1) In relation to an overseas community order made in...

Mental health requirement

4 (1) In section 207(3) of the 2003 Act as it...

Drug rehabilitation requirement

5 (1) In relation to an overseas community order made in...

Alcohol treatment requirement

6 An alcohol treatment requirement, as defined by section 212 of...

Education requirement

7 (1) An overseas community order made in respect of an...

Power to amend

8 The powers of the Secretary of State under section 223...

SCHEDULE 7 — Suspended prison sentence: further conviction or breach of requirement

Part 1 — INTRODUCTORY

Modifications of Part 2 of Schedule 12 to the 2003 Act

1 Part 2 of Schedule 12 to the 2003 Act (breach...

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...

2

Meaning of “court”

3 A relevant service court is a “court” for the purposes...
Part 2 — MODIFICATIONS REFERRED TO IN PART 1

Breach of community requirements

4 Paragraphs 4(1)(b) and 5(1) of Schedule 12 to the 2003...
5 Paragraph 7 of that Schedule (issue of summons or warrant...)

Conviction of further offence

6 (1) Paragraph 8(1)(b) of that Schedule (powers on conviction of...
6A Paragraph 8(2)(ba) of that Schedule has effect as if at...
7 Paragraph 11 of that Schedule (courts with powers under paragraph...
8 (1) Paragraph 12 of that Schedule (procedure where convicting court...)

Activation of suspended sentence: appeals etc

9 (1) Where an order under paragraph 8(2)(a) or (b) of...

SCHEDULE 8 — Amendment of the Courts-Martial (Appeals) Act 1968

1 The Courts-Martial (Appeals) Act 1968 (c. 20) is amended as...
2 For the heading to Part 1 substitute “ THE COURT...
3 In section 1(1) (the court) for the words from the...
4 In section 4 (sittings) omit subsection (2).
5 In section 5 (constitution of court for particular sittings), in...
6 For the heading to Part 2 substitute “ APPEALS FROM...
7 In section 8 (right of appeal against conviction or sentence)—...
8 Omit section 10 (alternative procedure for appeal from court-martial
abroad)....
9 In section 11(1) (consideration of application by Appeal Court) omit...
10 In section 12 (power to quash conviction as unsafe)—
11 For section 13 (adjustment of sentence in case of conviction...
12 (1) Section 14 (substitution of conviction on different charge) is...
13 In section 14A (substitution of conviction on different charge after...
14 Omit section 15 (variation of conviction so as to attract...
15 In section 16 (substitution of finding of insanity etc)—
16 For section 16A (powers on appeals against sentence) substitute—
Appeals...
17 In section 17 (sentences passed by the Appeal Court)—
18 Omit section 17A (application of certain provisions of SDAs in...
19 Omit section 18 (retrial generally excluded).
20 In section 19 (power to authorise retrial in certain cases)—...
21 In section 20 (implementation of authority for retrial etc)—
22 In section 21 (appeal against finding of not guilty by...
23 In section 22 (consequences where appeal under section 21 allowed)
—...
24 Omit section 23 (substitution of finding of unfitness to stand...
25 In section 24 (appeal against finding of unfitness)—
26 (1) Section 25 (disposal of appeals under section 24) is...

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- 27 For section 25A (right of appeal against hospital order etc)...
- 28 In section 25B (disposal of appeals under section 25A)—
- 29 Omit section 26 (presentation of appellant's case).
- 30 For section 27 (presence of appellant at hearing) substitute— Right...
- 31 In section 28 (evidence)— (a) in subsection (1)—
- 32 In section 29 (power to call for report by member...
- 33 In section 31 (costs of successful appeal) in subsection (2),...
- 34 In section 32 (costs against appellant) in subsection (2) for...
- 35 In section 33 (witnesses' expenses) after subsection (1) insert—
- 36 In section 34 (reference of cases by service authorities)—
- 37 In section 36 (powers exercisable by single judge) in subsection...
- 38 In section 36C (appeals against procedural directions) in subsection (5) (b)—...
- 39 For section 37 (provision of documents relating to trial) substitute—...
- 40 In section 38 (defence of appeals) for “Defence Council” substitute...
- 41 For the heading to Part 3 substitute “ APPEAL FROM...
- 42 In section 39 (right of appeal to Supreme Court) in...
- 43 In section 43 (detention of accused)— (a) for subsection (1)...
- 44 Omit section 46 (restitution of property).
- 45 In section 47 (costs)— (a) in subsection (1) for “Secretary...
- 46 (1) Section 48A (appeals on behalf of deceased persons) is...
- 47 In section 50 (duties of registrar with respect to appeals...
- 48 In section 52 (removal of prisoners) for paragraphs (a) to...
- 49 In section 54 (saving for prerogative) in subsection (1) for...
- 50 For section 56 substitute— Modifications for protected prisoners of war...
- 51 (1) Section 57 (interpretation) is amended as follows.
- 52 Omit section 58 (consequential amendments).
- 53 In section 61 (short title and commencement), in subsection (1)...
- 54 For Schedule 1 (provisions as to retrial) substitute— SCHEDULE 1...
- 55 Omit Schedule 3 (modifications in relation to prisoners of war)....
- 56 Omit Schedule 4 (consequential amendments).

SCHEDULE 9 — Assessors of compensation for miscarriages of justice

- 1 (1) A person is qualified for appointment as an assessor...
- 2 A person shall hold and vacate office as an assessor...
- 3 A person shall vacate office as an assessor—
- 4 A person may at any time resign his office as...
- 5 Subject to paragraph 6, the Secretary of State may at...
- 6 (1) The exercise of the power conferred by paragraph 5...
- 7 An assessor shall be paid such remuneration and allowances as...

SCHEDULE 10 — Proceedings of the Service Civilian Court

Court to sit in public

- 1 Subject to any provision made by SCC rules, the Service...

Unfitness to stand trial and insanity

- 2 Where on a trial of a charge by the Service...

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Privilege of witnesses and others

3 A witness before the Service Civilian Court or any other...

SCHEDULE 11 — Powers of the Criminal Cases Review Commission

Amendment of the Court Martial Appeals Act 1968

1 After section 29 of the Court Martial Appeals Act 1968...

Amendments of the Criminal Appeal Act 1995

2 After section 12 of the Criminal Appeal Act 1995 (c....

3 In section 13(1) of that Act (conditions for making of...

4 (1) Section 14 of that Act (further provisions about references)...

5 (1) Section 15 of that Act (investigations for Court of...

6 In section 16 of that Act (assistance in connection with...

7 (1) Section 18 of that Act (Government documents etc relating...

8 (1) Section 19 of that Act (power to require appointment...

9 (1) Section 22 of that Act (meaning of “public body”...

10 (1) Section 30 of that Act is amended as follows....

11 (1) In section 33 of that Act (extent), after subsection...

SCHEDULE 12 — Detention etc of persons in overseas service hospitals

The relevant conditions

1 (1) In this Schedule references to the relevant conditions, in...

Order for person's detention in overseas service hospital

2 (1) This paragraph has effect in relation to—

Effect of order under paragraph 2

3 (1) This paragraph makes provision as to the effect of...

Requirements as to recommendations under paragraph 2

4 (1) A recommendation under paragraph 2 must include a statement...

Exercise of powers under paragraph 2 where person's commanding officer is absent etc

5 (1) This paragraph has effect in relation to a person...

Power to review order under paragraph 2

6 (1) The Secretary of State may make regulations for enabling...

Detention of resident patients in overseas service hospitals pending order under paragraph 2(3)

7 (1) This paragraph applies if— (a) a registered medical practitioner...

Urgent removal from service living accommodation to overseas service hospital

8 (1) This paragraph applies if a service policeman has reasonable...

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Urgent removal from other places to overseas service hospital

- 9 (1) This paragraph applies if a service policeman finds a...

Use of force

- 10 Where a power is conferred on any person by virtue...

Service custody

- 11 While a person is being conveyed, removed or detained by...

Definitions

- 12 (1) In this Schedule “overseas service hospital” means a service...

SCHEDULE 13 — Protection of children of service families

- 1 (1) Section 17 of the Armed Forces Act 1991 (power...
2 (1) Section 18 of that Act (content, effect, variation and...
3 (1) Section 19 of that Act (power to make orders...
4 (1) Section 20 of that Act (content and effect of...
5 After that section insert— Power to include exclusion requirement in...
6 (1) Section 21 of that Act (duration of protection orders)...
7 (1) Section 22 of that Act (review and discharge of...
8 After that section insert— Removal and accommodation of children
by...
9 (1) Section 23 of that Act (interpretation) is amended as...

SCHEDULE 14 — Amendments relating to reserve forces

Reserve Forces Act 1980 (c. 9)

- 1 In section 10 of the Reserve Forces Act 1980 (call...
2 In section 11(2)(a) of that Act (call out for warlike...
3 In section 18(2) of that Act (permanent service call out...
4 In section 19 of that Act (duration of Army Reserve...
5 In section 19A of that Act (postponement of discharge of...
6 In section 21 of that Act (duration of Air Force...
7 In section 21A of that Act (postponement of discharge of...
8 Omit section 24 of that Act (permanent service call out...
9 Omit section 25 of that Act (emergency service call out...
10 In section 26(2) of that Act (call out notices), omit...
11 In section 30(2) of that Act (liability of naval and...
12 (1) Section 31 of that Act (liability of army and...
13 (1) Section 32 of that Act (occasion for and period...
14 In section 34(3) of that Act (liability of certain former...
15 In section 39(1)(a) of that Act (application of section 38)...
16 Omit section 44 of that Act (requirement as to training...
17 In section 48 of that Act (void enlistment in the...
18 Omit section 139 of that Act (enrolment etc of members...
19 In section 140 of that Act (orders and regulations as...
20 Omit sections 141 to 144 of that Act (provisions relating...
21 In section 145 of that Act (reinstatement in civil employment)...
22 In section 146 of that Act (protection of other civil...
23 (1) Section 156 (interpretation) is amended as follows.

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24 (1) Schedule 8 to that Act (saving and transitional provisions)...

Reserve Forces Act 1996 (c. 14)

- 25 In section 2(2)(a) of the Reserve Forces Act 1996 (membership...
 26 In section 4(1)(b) of that Act (orders and regulations concerning...
 27 Omit section 7 of that Act (provision with respect to...
 28 In section 13(7) of that Act (transfer of non-officers between...
 29 In section 15(1) of that Act (discharge by commanding officer)...
 30 In section 24(2) of that Act (commitment to a period...
 31 In section 25(2) of that Act (additional duties commitments)—
 32 In section 27 of that Act (voluntary training and other...
 33 In each of sections 53, 55 and 57 of that...
 34 After section 53 of that Act insert— Agreement to alter...
 35 After section 55 of that Act insert— Agreement to alter...
 36 After section 57 of that Act insert— Agreement to alter...
 37 In section 66(2)(b) of that Act (persons who may be...
 38 In section 72 of that Act (release and discharge from...
 39 (1) Section 95 of that Act (offences against orders and...
 40 (1) Section 96 of that Act (failure to attend for...
 41 (1) Section 97 of that Act (failure to attend for...
 42 (1) Section 98 of that Act (trial and punishment of...
 43 Omit section 99 of that Act (false pretence of illegal...
 44 For section 100 of that Act (arrest of deserters etc)...
 45 Omit section 102 of that Act (record of illegal absence)...
 46 In section 104 of that Act, omit subsection (3).
 47 (1) Section 105 of that Act (trial of offences by...
 48 Omit section 106 of that Act.
 49 In section 107 of that Act (time for institution of...
 50 In section 108 of that Act (evidence) for subsections (1)...
 51 Omit section 124 of that Act (exemption from tolls etc)...
 52 Omit section 126 of that Act (amendments relating to transfers...
 53 (1) Section 127 of that Act (interpretation) is amended as...
 54 (1) Schedule 1 to that Act (enlistment) is amended as...
 55 Omit Schedule 2 to that Act (deserters and absentees without...
 56 Omit Schedule 3 to that Act (evidence).
 57 Omit Schedule 7 to that Act (postponement of transfer to...
 58 In Part 2 of Schedule 9 to that Act (transitional...
 59 In Schedule 10 to that Act (minor and consequential amendments)...

SCHEDULE 15 — Civilians subject to service discipline

Part 1 — CIVILIANS SUBJECT TO SERVICE DISCIPLINE

Persons in one of Her Majesty's aircraft in flight

- 1 (1) A person is within this paragraph if he is...

Persons in one of Her Majesty's ships afloat

- 2 (1) A person is within this paragraph if he is...

Persons in service custody etc

- 3 (1) A person is within this paragraph if—

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Crown servants in designated area working in support of Her Majesty's forces

4 (1) A person is within this paragraph (subject to paragraph...

Persons working for specified military organisations

5 (1) A person is within this paragraph (subject to paragraph...

Persons in designated area who are members or employees of other specified organisations

6 (1) A person is within this paragraph (subject to paragraph...

Persons designated by or on behalf of Defence Council

7 (1) A person is within this paragraph (subject to paragraph...

Persons residing or staying with person subject to service law in designated area

8 A person is within this paragraph (subject to paragraph 11)...

Persons residing or staying with person falling within paragraph 4 or 6 in designated area

9 (1) A person is within this paragraph (subject to paragraph...

Persons residing or staying with person falling within paragraph 5

10 (1) A person is within this paragraph (subject to paragraph...

Part 2 — EXCLUSION AND DEFINITIONS

Exclusion

11 (1) A person who is not a United Kingdom national...

Definitions

12 (1) In this Schedule “designated area” means an area which—...

13 In this Schedule references to a person residing or staying...

14 For the purposes of paragraphs 5(1)(c), 10 and 11, a...

SCHEDULE 16 — Minor and consequential amendments

Metropolitan Police Act 1860 (c. 135)

1 In section 2 of the Metropolitan Police Act 1860 (swearing...

Naval and Marine Pay and Pensions Act 1865 (c. 73)

2 In section 3 of the Naval and Marine Pay and...

3 In section 9 of that Act (Order in Council not...

Naval Pensions Act 1884 (c. 44)

4 In section 2 of the Naval Pensions Act 1884 (application...

Foreign Marriage Act 1892 (c. 23)

5 In section 22 of the Foreign Marriage Act 1892 (marriages...

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Regimental Debts Act 1893 (c. 5)

- 6 In the Regimental Debts Act 1893, for the words “military...
7 In section 23 of that Act (application of Act to...
8 In section 29 of that Act (definitions)—
9 After that section insert— Application of Act to members of...
10 In section 33 of that Act (short title) for “Regimental...

Uniforms Act 1894 (c. 45)

- 11 In section 4 of the Uniforms Act 1894 (interpretation)—

Criminal Evidence Act 1898 (c. 36)

- 12 (1) Section 6 of the Criminal Evidence Act 1898 (application...

Air Force (Constitution) Act 1917 (c. 51)

- 13 In section 2(1) of the Air Force (Constitution) Act 1917...

Visiting Forces (British Commonwealth) Act 1933 (c. 6)

- 14 (1) Section 4 of the Visiting Forces (British Commonwealth) Act...

Defence (Armed Forces) Regulations 1939 (S.I. 1939/1304)

- 15 In Regulation 6 of the Defence (Armed Forces) Regulations 1939—...

Courts-Martial (Appeals) Act 1951 (c. 46)

- 16 In section 29 of the Courts-Martial (Appeal) Act 1951 (appointment...

Prison Act 1952 (c. 52)

- 17 In section 43 of the Prison Act 1952 (young offender...

Visiting Forces Act 1952 (c. 67)

- 18 (1) Section 13 of the Visiting Forces Act 1952 (apprehension...
19 In section 14 of that Act (evidence for purposes of...

Army Act 1955 (3 & 4 Eliz. 2 c. 18)

- 20 After section 91 of the Army Act 1955 insert— Preliminary...
21 (1) Section 103 of that Act (rules) is amended as...
22 In section 120 of that Act (suspension of sentences), after...

Air Force Act 1955 (3 & 4 Eliz. 2 c. 19)

- 23 After section 91 of the Air Force Act 1955 insert—...
24 (1) Section 103 of that Act (rules) is amended as...
25 In section 120 of that Act (suspension of sentences), after...

Naval Discipline Act 1957 (c. 53)

- 26 In section 47M of the Naval Discipline Act 1957 (judicial...
27 In section 52C(4) of that Act (powers of higher authority),...
28 (1) Section 52D of that Act (summary trial) is amended...
29 In section 52FG(1) of that Act (judge advocates of the...

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- 30 In section 52FJ(3) of that Act (constitution of summary appeal...
- 31 In section 53B(1) of that Act (judge advocate of a...
- 32 In section 53C(2) of that Act (ordering of courts martial),...
- 33 (1) Section 58 of that Act (rules) is amended as...
- 34 After section 58 of that Act insert— Preliminary hearings as...
- 35 In section 59(4A) of that Act (challenge by accused), for...
- 36 In section 63A(5)(b) of that Act (powers to deal with...
- 37 In section 64 of that Act (summoning of witnesses)—
- 38 In section 73 of that Act (saving for functions of...

Registration of Births, Deaths and Marriages (Special Provisions) Act 1957 (c. 58)

- 39 (1) Section 1 of the Registration of Births, Deaths and...
- 40 In section 2(1) of that Act (records of births and...
- 41 In section 4 of that Act (validation of certain entries)—...
- 42 In section 5(1)(b) of that Act (registration of births of...

Public Records Act 1958 (c. 51)

- 43 In Schedule 1 to the Public Records Act 1958 (definition...

Coroners Act (Northern Ireland) 1959 (c. 15)

- 44 In section 18 of the Coroners Act (Northern Ireland) 1959...

Administration of Justice Act 1960 (c. 65)

- 45 (1) Section 13 of the Administration of Justice Act 1960...

Criminal Justice Act 1961 (c. 39)

- 46 In section 22 of the Criminal Justice Act 1961 (assisting...
- 47 In section 39 of that Act (interpretation) for subsection (2)...

Parliamentary Commissioner Act 1967 (c. 13)

- 48 In Schedule 3 to the Parliamentary Commissioner Act 1967 (matters...

Criminal Justice Act 1967 (c. 80)

- 49 In section 72 of the Criminal Justice Act 1967 (power...
- 50 In section 104(1) of that Act (interpretation), in the definition...

Civil Evidence Act 1968 (c. 64)

- 51 (1) Section 11 of the Civil Evidence Act 1968 (convictions...
- 52 In section 13 of that Act (conclusiveness of convictions for...
- 53 In section 18 of that Act (general interpretation etc)—

Equal Pay Act 1970 (c. 41)

- 54 (1) Section 7A of the Equal Pay Act 1970 (service...
- 55 In section 7AB of that Act (“arrears date” for purposes...
- 56 In section 7AC of that Act (determination of “period” for...

Equal Pay Act (Northern Ireland) 1970 (c. 32)

- 57 (1) Section 6A of the Equal Pay Act (Northern Ireland)...

Status: Point in time view as at 20/12/2013.

Changes to legislation: Armed Forces Act 2006 is up to date with all changes known to be in force on or before 26 May 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)

58 In section 6AB of that Act (“arrears date” in proceedings...

Civil Evidence Act (Northern Ireland) 1971 (c. 36)

59 (1) Section 7 of the Civil Evidence Act (Northern Ireland)...

60 In section 9 of that Act (conclusiveness of convictions for...

61 In section 14 of that Act (general interpretation etc)—

Juries Act 1974 (c. 23)

62 In Schedule 1 to the Juries Act 1974 (persons disqualified...

Rehabilitation of Offenders Act 1974 (c. 53)

63 In section 1 of the Rehabilitation of Offenders Act 1974...

64 In section 2 of that Act (rehabilitation of persons dealt...

65 (1) Section 5 of that Act (rehabilitation periods for particular...

66 In the Schedule to that Act (service disciplinary convictions referred...

House of Commons Disqualification Act 1975 (c. 24)

67 In section 1 of the House of Commons Disqualification Act...

68 In Part 1 of Schedule 1 to that Act (judicial...

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

69 In section 1 of the Northern Ireland Assembly Disqualification Act...

70 In Part 1 of Schedule 1 to that Act (judicial...

Sex Discrimination Act 1975 (c. 65)

71 (1) Section 85 of the Sex Discrimination Act 1975 (application...

Fatal Accidents and Sudden Deaths Inquiry (Scotland) Act 1976 (c. 14)

72 In section 1(4) of the Fatal Accidents and Sudden Deaths...

Bail Act 1976 (c. 63)

73 In section 2(2) of the Bail Act 1976 (definitions), for...

74 In section 5(10) of that Act (meaning of “prescribed” for...

75 In section 6(9)(c)(v) of that Act (meaning of the “appropriate...

76 In section 8(4) of that Act (persons before whom recognizance...

77 In section 13(3) of that Act (application of Act), for...

78 In Schedule 1 to that Act (persons entitled to bail:...

Race Relations Act 1976 (c. 74)

79 In section 57(4B) of the Race Relations Act 1976 (claims...

80 (1) Section 75 of that Act (application to Crown etc)...

81 In section 78(1) of that Act (general interpretation provisions), for...

Sex Discrimination (Northern Ireland) Order 1976 (S.I. 1976/1042 (N.I. 15))

82 (1) Article 82 of the Sex Discrimination (Northern Ireland) Order...

Status: Point in time view as at 20/12/2013.

Changes to legislation: Armed Forces Act 2006 is up to date with all changes known to be in force on or before 26 May 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)

Judicature (Northern Ireland) Act 1978 (c. 23)

83 In section 44 of the Judicature (Northern Ireland) Act 1978...

Rehabilitation of Offenders (Northern Ireland) Order 1978 (S.I. 1978/1908 (N.I. 27))

84 In Article 2 of the Rehabilitation of Offenders (Northern Ireland)...

85 In Article 4 of that Order (rehabilitation of persons dealt...

86 (1) Article 6 of that Order (rehabilitation periods for particular...

87 In the Schedule to that Order (service disciplinary convictions referred...

Magistrates' Courts Act 1980 (c. 43)

88 In section 19(5) of the Magistrates' Courts Act 1980 (decision...

89 In section 125D(3) of that Act (execution by person not...

Public Passenger Vehicles Act 1981 (c. 14)

90 In Schedule 3 to the Public Passenger Vehicles Act 1981...

Contempt of Court Act 1981 (c. 49)

91 In section 19 of the Contempt of Court Act 1981...

92 In Schedule 1 to that Act (times when proceedings are...

Senior Courts Act 1981 (c. 54)

93 In section 29 of the Senior Courts Act 1981 (mandatory,...

Criminal Justice Act 1982 (c. 48)

94 (1) Section 32 of the Criminal Justice Act 1982 (early...

Representation of the People Act 1983 (c. 2)

95 In section 3(2)(a) of the Representation of the People Act...

96 In section 3A of that Act (disenfranchisement of offenders detained...

Mental Health Act 1983 (c. 20)

97 (1) Section 47 of the Mental Health Act 1983 (removal...

Repatriation of Prisoners Act 1984 (c. 47)

98 In section 1 of the Repatriation of Prisoners Act 1984...

Inheritance Tax Act 1984 (c. 51)

99 In section 154(2) of the Inheritance Tax Act 1984 (death...

Police and Criminal Evidence Act 1984 (c. 60)

100 In section 63A(1B) of the Police and Criminal Evidence Act...

101 In section 67 of that Act (codes of practice: supplementary),...

102 (1) Section 72 of that Act (provision supplementary to Part...

103 In section 75(3) of that Act (supplementary provision about conviction...

104 (1) Section 82 of that Act (interpretation of Part 8...

105 (1) Section 113 of that Act (application of Act to...

106 (1) Section 120 of that Act (extent) is amended as...

Status: Point in time view as at 20/12/2013.

Changes to legislation: Armed Forces Act 2006 is up to date with all changes known to be in force on or before 26 May 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)

Prosecution of Offences Act 1985 (c. 23)

107 In section 19 of the Prosecution of Offences Act 1985...

Housing Act 1985 (c. 68)

108 In section 622(1) of the Housing Act 1985 (minor definitions),...

Debtors (Scotland) Act 1987 (c. 18)

109 In section 73(3)(b) of the Debtors (Scotland) Act 1987, for...

Coroners Act 1988 (c. 13)

110 In section 8 of the Coroners Act 1988 (duty to...

111 In section 19 of that Act (post-mortem examination without inquest)...

Criminal Justice Act 1988 (c. 33)

112 In the Criminal Justice Act 1988, omit section 50 (suspended...

113 In section 146 of that Act (evidence before service courts)—...

114 In section 172 of that Act (extent), for subsections (7)...

115 (1) Schedule 13 to that Act (evidence before service courts)...

Road Traffic Act 1988 (c. 52)

116 In section 183 of the Road Traffic Act 1988 (application...

117 (1) Section 184 of that Act (application of sections 5...

Police and Criminal Evidence (Northern Ireland) Order 1989 (S.I. 1989/1341 (N.I. 12))

118 In Article 66 of the Police and Criminal Evidence (Northern...

119 In Article 70 of that Order (interpretation of Part IX...

120 In Article 73(3) of that Order (supplementary provision about conviction...

Courts and Legal Services Act 1990 (c. 41)

121 In section 119(1) of the Courts and Legal Services Act...

Armed Forces Act 1991 (c. 62)

122 In section 24 of the Armed Forces Act 1991 (extent...

Local Government Finance Act 1992 (c. 14)

123 (1) Schedule 1 to the Local Government Finance Act 1992...

Sexual Offences (Amendment) Act 1992 (c. 34)

124 In section 2 of the Sexual Offences (Amendment) Act 1992...

125 In section 3 of that Act (power to displace restrictions...

126 In section 4 of that Act (special rules for cases...

127 (1) Section 6 of that Act (interpretation etc) is amended...

128 Omit section 7 of that Act (courts-martial).

129 In section 8 of that Act (short title, commencement and...

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Criminal Justice and Public Order Act 1994 (c. 33)

130 In section 39 of the Criminal Justice and Public Order...

Goods Vehicles (Licensing of Operators) Act 1995 (c. 23)

131 In Schedule 3 to the Goods Vehicles (Licensing of Operators)...

Pensions Act 1995 (c. 26)

132 In section 166(5)(a) of the Pensions Act 1995 (pensions on...

Criminal Procedure (Scotland) Act 1995 (c. 46)

133 In section 307 of the Criminal Procedure (Scotland) Act 1995...

Disability Discrimination Act 1995 (c. 50)

134 In section 68 of the Disability Discrimination Act 1995 (interpretation)
—...

Pensions (Northern Ireland) Order 1995 (S.I. 1995/3213 (N.I. 22))

135 In Article 162(5)(a) of the Pensions (Northern Ireland) Order 1995...

Employment Rights Act 1996 (c. 18)

136 In section 192 of the Employment Rights Act 1996 (armed...

Criminal Procedure and Investigations Act 1996 (c. 25)

137 For section 78 of the Criminal Procedure and Investigations Act...

Armed Forces Act 1996 (c. 46)

138 In section 6 of the Armed Forces Act 1996 (abrogation...

...

139 In section 199(4) of the Housing Act 1996 (local connection),...

Social Security (Recovery of Benefits) Act 1997 (c. 27)

140 In Part 1 of Schedule 1 to the Social Security...

Crime (Sentences) Act 1997 (c. 43)

141 In section 31A(5) of the Crime (Sentences) Act 1997 (termination...

142 (1) Section 34 of that Act (meaning of “life sentence”...

143 In section 47(4) of that Act (application of section 47),...

144 In section 57 of that Act (extent etc), for subsection...

145 In Schedule 1 to that Act (transfer of prisoners within...

Police Act 1997 (c. 50)

146 (1) Section 93 of the Police Act 1997 (authorisations to...

147 In section 94(2)(db) of that Act (authorisations given in absence...

148 In section 108(1) of that Act (interpretation of Part 3),...

149 In section 113B(10) of that Act (enhanced criminal record certificates:...

Status: Point in time view as at 20/12/2013.

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Race Relations (Northern Ireland) Order 1997 (S.I. 1997/869 (N.I. 6))

150 (1) Article 71 of the Race Relations (Northern Ireland) Order...

Social Security (Recovery of Benefits) (Northern Ireland) Order 1997 (S.I. 1997/1183 (N.I. 12))

151 In Part 1 of Schedule 1 to the Social Security...

Landmines Act 1998 (c. 33)

152 In section 5(7) of the Landmines Act 1998 (international military...

Crime and Disorder Act 1998 (c. 37)

153 In section 38(4)(h) of the Crime and Disorder Act 1998...

154 In section 41(5) of that Act (functions of Youth Justice...

155 In Schedule 3 to that Act (procedure where persons sent...

Human Rights Act 1998 (c. 42)

156 In section 4(5)(c) of the Human Rights Act 1998 (declaration...

157 In section 5(5) of that Act (right of Crown to...

Youth Justice and Criminal Evidence Act 1999 (c. 23)

158 In section 44(13)(c) of the Youth Justice and Criminal Evidence...

159 In section 63(1) of that Act (interpretation of Part 2),...

160 In section 68 of that Act (extent etc), omit subsection...

161 In Schedule 7 to that Act (transitional provision), in paragraph...

Welfare Reform and Pensions Act 1999 (c. 30)

162 In section 44(1)(a) of the Welfare Reform and Pensions Act...

Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)

163 (1) Section 82A of the Powers of Criminal Courts (Sentencing)...

164 In section 99 of that Act (conversion of sentence of...

165 (1) Section 106A of that Act (which relates to the...

166 For section 114 of that Act substitute— Offences under service...

167 (1) Section 134 of that Act (effect of compensation order...

168 In section 163 of that Act (general definitions), in the...

Regulation of Investigatory Powers Act 2000 (c. 23)

169 In section 18(11) of the Regulation of Investigatory Powers Act...

170 In section 32(6)(g) of that Act (senior authorising officers for...

171 (1) Section 33 of that Act (rules for grant of...

172 In section 34(4)(g) of that Act (persons entitled to grant...

173 In section 41(7) of that Act (Secretary of State authorisations),...

174 In section 56(1) of that Act (interpretation of Part 3...

175 (1) Section 81 of that Act (general interpretation) is amended...

Freedom of Information Act 2000 (c. 36)

176 In section 30 of the Freedom of Information Act 2000...

Status: Point in time view as at 20/12/2013.

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Criminal Justice and Court Services Act 2000 (c. 43)

- 177 In section 1 of the Criminal Justice and Court Services...
- 178 After section 5 of that Act insert— Local probation boards...
- 179 (1) Section 27 of that Act (armed forces offences equivalent...
- 180 (1) Section 30 of that Act (disqualification from working with...
- 181 In section 31(2) of that Act (appeals) for “a court-martial”,...
- 182 In section 33 of that Act (provisions relating to application...
- 183 In section 42 of that Act (interpretation of Part 2...
- 184 In section 62(5) of that Act (meaning of “sentence of...
- 185 In section 64(5) of that Act (meaning of “sentence of...
- 186 In section 81(2) of that Act (extent)—

Criminal Justice and Police Act 2001 (c. 16)

- 187 In section 88(8) of the Criminal Justice and Police Act...

International Criminal Court Act 2001 (c. 17)

- 188 In section 32(6) of the International Criminal Court Act 2001...
- 189 In section 67(3) of that Act (definition of person subject...
- 190 In section 75 of that Act (meaning of “national court”...
- 191 In Part 1 of Schedule 2 to that Act (delivery...

Armed Forces Act 2001 (c. 19)

- 192 (1) Section 26 of the Armed Forces Act 2001 (power...
- 193 (1) Section 27 of that Act (costs against legal representatives)...
- 194 (1) Section 28 of that Act (provisions supplementary to sections...
- 195 (1) Section 30 of that Act (conditional release from custody)...

Anti-terrorism, Crime and Security Act 2001 (c. 24)

- 196 In Schedule 1 to the Anti-terrorism, Crime and Security Act...

Proceeds of Crime Act 2002 (c. 29)

- 197 In section 308(4)(a) of the Proceeds of Crime Act 2002...

Railways and Transport Safety Act 2003 (c. 20)

- 198 In section 90(1) of the Railways and Transport Safety Act...
- 199 In section 101(1) of that Act (military application), for the...

Extradition Act 2003 (c. 41)

- 200 In section 3 of the Extradition Act 2003 (arrest under...
- 201 In section 5 of that Act (provisional arrest), for subsections...
- 202 In section 71 of that Act (arrest warrant following extradition...
- 203 In section 73 of that Act (provisional warrant)—
- 204 In section 155 of that Act (service personnel) for the...
- 205 In section 216 of that Act (interpretative provisions)—

Sexual Offences Act 2003 (c. 42)

- 206 In section 81(3)(b) of the Sexual Offences Act 2003 (persons...
- 207 In section 116 of that Act (qualifying offenders for purposes...

Status: Point in time view as at 20/12/2013.

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- 208 (1) Section 131 of that Act (young offenders: application) is...
- 209 (1) Section 133 (Part 2: general interpretation) is amended as...
- 210 In section 134(1) of that Act (conditional discharges and probation...
- 211 (1) Section 137 of that Act (service courts) is amended...
- 212 (1) Schedule 3 to that Act (sexual offences for purposes...
- 213 In Schedule 5 to that Act (other offences for purposes...

Criminal Justice Act 2003 (c. 44)

- 214 (1) Section 94 of the Criminal Justice Act 2003 (extension...
- 215 In section 112(1) of that Act (interpretation of Chapter 1...
- 216 In section 143(4) of that Act (meaning of “previous conviction”),...
- 217 (1) Section 151 of that Act (community order for persistent...
- 218 For section 233 of that Act substitute— Offences under service...
- 219 In section 237 of that Act (meaning of “fixed-term...
- 220 In section 241 of that Act (effect of direction under...
- 221 In section 246 of that Act (disapplication of power to...
- 222
- 223 In section 251(3) of that Act (licence conditions on re-release...
- 224 (1) Section 252 of that Act (duty to comply with...
- 225 In section 260 of that Act (disapplication of power to...
- 226 In section 263(1)(a) of that Act (concurrent terms), omit “by...
- 227 In section 268 of that Act (interpretation of Chapter 6...
- 228 In section 269(3)(b) of that Act (determination of minimum term...
- 229 In section 272 of that Act (review of minimum term...
- 230 In section 277 of that Act (interpretation of Chapter 7...
- 231 In section 305(1) of that Act (interpretation of Part 12)—...
- 232 In section 329 of that Act (civil proceedings for trespass...
- 233 (1) Section 337 of that Act (extent) is amended as...
- 234 (1) Schedule 6 to that Act (modifications for armed forces...
- 235 (1) Schedule 7 to that Act (modifications for armed forces...
- 236 In Schedule 21 to that Act (determination of minimum term...

Crime (International Co-operation) Act 2003 (c. 32)

- 237 In section 47(9) of the Crime (International Co-operation) Act 2003...

Domestic Violence, Crime and Victims Act 2004 (c. 28)

- 238 (1) Section 8 of the Domestic Violence, Crime and Victims...
- 239 In section 45(1) of that Act (interpretation of sections 35...
- 240 For section 62(4) of that Act (extent) substitute—

Human Tissue Act 2004 (c. 30)

- 241 In section 39(6)(c) of the Human Tissue Act 2004 (criminal...
- 242 In Part 2 of Schedule 4 to that Act (use...

Civil Partnership Act 2004 (c. 33)

- 243 In section 245(2) of the Civil Partnership Act 2004 (interpretation),...

Constitutional Reform Act 2005 (c. 4)

- 244 In Part 2 of Schedule 14 to the Constitutional Reform...

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Gambling Act 2005 (c. 19)

- 245 In section 354(2) of the Gambling Act 2005 (Crown application),...
- 246 In Part 1 of Schedule 7 to that Act (relevant...

SCHEDULE 17 — Repeals and Revocations

Status:

Point in time view as at 20/12/2013.

Changes to legislation:

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