

*These notes refer to the Armed Forces Act 2006 (c.52)
which received Royal Assent on 8 November 2006*

ARMED FORCES ACT 2006

EXPLANATORY NOTES

COMMENTARY

First Group of Parts – Discipline

Part 7- Trial by Court Martial

Chapter 2 – Court Martial Proceedings

Section 163: Court Martial rules

325. This section provides a power for the Secretary of State to make rules (by statutory instrument) with respect to the Court Martial. These rules may govern matters such as the administration, conduct and procedure of the Court Martial and may also create offences in respect of certain evidence provisions and provide for powers of arrest in relation to witness summonses. The rules may apply any enactment or subordinate legislation whenever passed or made, with or without modifications. The rules may also provide for a “slip rule” to allow for the correction of sentencing errors, and may provide for appeals against certain matters such as reporting restrictions that may be ordered by a judge advocate.