



# Air Force Act 1955 (repealed)

1955 CHAPTER 19 3 and 4 Eliz 2

## PART II

### DISCIPLINE AND TRIAL AND PUNISHMENT OF AIR-FORCE OFFENCES

#### *[<sup>F1</sup> Custody]*

#### **[<sup>F1</sup>75J Release from custody after charge or during proceedings.**

- (1) This section applies where, at a hearing under section 75F(1) of this Act or on a review under section 75G(1) of this Act, the judicial officer or judge advocate (as the case may be) does not authorise keeping the accused in air-force custody.
- (2) Where this section applies, the accused—
  - (a) subject to paragraph (b) below, shall be released from air-force custody forthwith, but
  - (b) if he is subject to air-force law only by virtue of section 131 or 205(1)(ff), (h) or (i) of this Act, may be required to comply, before release or later, with such requirements as appear to the judicial officer or judge advocate (as the case may be) to be necessary for the purpose of securing his attendance at any hearing in connection with the offence to which the charge relates.
- (3) A person on whom a requirement has been imposed under subsection (2)(b) above is guilty of an offence if he fails without reasonable cause to attend any hearing to which the requirement relates.
- (4) A person guilty of an offence under this section shall be liable on conviction by court-martial to imprisonment for a term not exceeding two years or any less punishment provided by this Act.]

#### **Textual Amendments**

- F1** S. 75J inserted (2.10.2000) by 2000 c. 4, s. 5(2); S.I. 2000/2366, art. 2 (with transitional provisions in art. 3, Sch. para. 14)

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*Status: Point in time view as at 15/10/2007. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Air Force Act 1955 (repealed), Section 75J. (See end of Document for details)*

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**Modifications etc. (not altering text)**

**C1** S. 75J(2)(b) restricted (2.10.2000) by [S.I. 2000/2369](#), **rule 14(3)**

**Textual Amendments applied to the whole legislation**

**F1** Act: the provisions of the 1955 Acts providing for findings of courts-martial to be subject to confirmation and to revision at the direction of the confirming officer cease to have effect (1.4.1997 subject to art. 3 of the commencing S.I.) by virtue of [1996 c. 46, s. 15](#); [S.I. 1997/304](#), arts. 2, 3, **Sch. 2**

**Status:**

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**Changes to legislation:**

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