



# Naval Discipline Act 1957 (repealed)

1957 CHAPTER 53 5 and 6 Eliz 2

## PART I

### ARTICLES OF WAR

#### *Malingering and drunkenness*

#### 27 **Malingering.**

- (1) A person is guilty of malingering within the meaning of this section if he falsely pretends to be suffering from sickness or disability, if he injures himself with intent thereby to render himself unfit for service, or causes himself to be injured by any person with that intent, <sup>F1</sup>if he injures another person subject to service law at the instance of that other person and with intent thereby to render that other person unfit for service] or if, with intent to render or keep himself unfit for service, he does or fails to do anything (whether at the time of the act or omission he is in hospital or not) whereby he produces, or prolongs or aggravates, any sickness or disability; and for the purposes of this subsection the expression “unfit” includes temporarily unfit.
- (2) Every person subject to this Act who malingers shall be liable to imprisonment for a term not exceeding two years or any less punishment authorised by this Act.

#### **Textual Amendments**

**F1** Words inserted by [Armed Forces Act 1971 \(c. 33\)](#), **ss. 14, 78(4)**

#### **Textual Amendments applied to the whole legislation**

**F1** Act repealed (prosp.) by [Armed Forces Act 2006 \(c. 52\)](#), **ss. 378, 383, Sch. 17** and the repeal being partly in force, as to which see individual provisions

**Status:**

Point in time view as at 01/02/1991. This version of this provision has been superseded.

**Changes to legislation:**

Naval Discipline Act 1957 (repealed), Section 27 is up to date with all changes known to be in force on or before 26 June 2024.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.