



Naval Discipline Act 1957 (repealed)

1957 CHAPTER 53 5 and 6 Eliz 2

PART II

TRIAL AND PUNISHMENT OF OFFENCES

[^{F1} Custody]

VALID FROM 02/10/2000

[^{F1}47K Release from custody after charge or during proceedings.

- (1) This section applies where, at a hearing under section 47G(1) of this Act or on a review under section 47H(1) of this Act, the judicial officer or judge advocate (as the case may be) does not authorise keeping the accused in naval custody.
- (2) Where this section applies, the accused—
 - (a) subject to paragraph (b) below, shall be released from naval custody forthwith, but
 - (b) if he is a person to whom section 51 of this Act applies or is subject to this Act by virtue of section 111(3) or (5) 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 to imprisonment for a term not exceeding two years or any less punishment authorised by this Act.
- (5) Any such offence shall be treated as if it were an offence under Part I of this Act.]

Status: Point in time view as at 01/04/1997. This version of this provision is not valid for this point in time.

Changes to legislation: Naval Discipline Act 1957 (repealed), Section 47K is up to date with all changes known to be in force on or before 20 June 2024.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. (See end of Document for details)

Textual Amendments

F1 S. 47K inserted (2.10.2000) by 2000 c. 4, s. 5(3); S.I. 2000/2366, art. 2 (with Sch. para. 15)

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F1 Act repealed (prosp.)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:

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