



Naval Discipline Act 1957 (repealed)

1957 CHAPTER 53 5 and 6 Eliz 2

PART II

TRIAL AND PUNISHMENT OF OFFENCES

Service of sentence of imprisonment or detention

81 Place of imprisonment or detention.

- (1) Any person sentenced under this Act to imprisonment may be confined during the term of the sentence—
 - (a) in any naval detention quarters;
 - (b) in any military establishment or air-force establishment within the meaning of Part II of the ^{M1}Army Act 1955, or Part II of the ^{M2}Air Force Act 1955;
 - (c) in any civil prison in any part of Her Majesty's dominions;
 - (d) in any other establishment in which persons may be required to serve sentences of imprisonment passed under the ^{M3}Army Act 1955, or the ^{M4}Air Force Act 1955.
- (2) Any person sentenced under this Act to detention may be confined during the term of the sentence—
 - (a) in any naval detention quarters;
 - (b) in any such military or air-force establishment as aforesaid, not being a military or air-force prison;and may, in such cases and subject to such conditions as may be specified by or under regulations made by [^{F1}the Secretary of State], be temporarily detained in a military or air-force prison or a civil prison for any period not exceeding seven days.
- (3) Subject to the foregoing provisions of this section, the place to which a person sentenced under this Act to imprisonment or detention is to be committed may be determined by any of the following authorities, that is to say:—
 - (a) in any case, [^{F1}the Defence Council] or the Commander-in-Chief;

Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation: Naval Discipline Act 1957 (repealed), Section 81 is up to date with all changes known to be in force on or before 07 May 2024.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)

- (b) where the offender is tried on any foreign station, the senior naval officer present at the place where he is tried;
- (c) where the offender is tried by court-martial, the officer who ordered the court-martial;
- (d) where the offender is summarily tried under section forty-nine of this Act, the officer by whom he is so tried or the officer in command of the ship or naval establishment to which the offender belongs;

and a committal order made by any such authority shall be sufficient warrant for sending the offender to such place as may be specified therein, there to undergo his sentence according to law, and for detaining him in custody until he reaches that place.

Textual Amendments

F1 Words substituted by [S.I. 1964/488](#), [Sch. 1 Pt. I](#)

Marginal Citations

M1 1955 c. 18.

M2 1955 c. 19.

M3 1955 c. 18.

M4 1955 c. 19.

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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