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STATUTORY INSTRUMENTS

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**1992 No. 1365**

**The Army Terms of Service Regulations 1992**

**Right of recruit to determine service**

9.—(1) A recruit enlisted in the Brigade of Gurkhas who at the date of his attestation had not attained the age of 17 shall have the right, at any time before the expiration of 3 months from the date that he first reported for duty following his enlistment, to determine his service on payment of a sum equivalent to 7 days' gross pay, and having made such payment his service shall determine on the completion of the appropriate discharge procedures.

(2) A recruit enlisted in the Brigade of Gurkhas who at the date of his attestation had attained the age of 17 shall have the right, at any time after the expiration of 8 weeks and before the expiration of 3 months from the date he first reported for duty following his enlistment, to determine his service on payment of a sum equivalent to 7 days' gross pay, and having made such payment his service shall determine on the completion of the appropriate discharge procedures.

(3) A recruit who enlisted for local service in Hong Kong shall have the right, at any time after the expiration of 8 weeks and before the expiration of 3 months from the date of his attestation, to determine his service on payment of a sum equivalent to 7 days' gross pay, and having made such payment his service shall determine on the completion of the appropriate discharge procedures.

(4) If a recruit seeks to exercise a right conferred by this regulation at a time when soldiers are required by an order under section 10 of the 1955 Act<sup>(1)</sup> (continuation of army service in imminent national danger) to continue in army service, that recruit's service shall not determine for so long as that order remains in force.

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(1) 1955 c. 18; section 10 was substituted by the Armed Forces Act 1966 (c. 45), section 12.