



# Oaths Act 1978

## 1978 CHAPTER 19

### PART II

#### UNITED KINGDOM

#### *Oaths*

### 3 Swearing with uplifted hand.

If any person to whom an oath is administered desires to swear with uplifted hand, in the form and manner in which an oath is usually administered in Scotland, he shall be permitted so to do, and the oath shall be administered to him in such form and manner without further question.

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

- C1 S. 3-6 applied (with modifications) (31.10.2009) by [The Court Martial Appeal Court Rules 2009 \(S.I. 2009/2657\)](#), **rule 15**, Sch. 1
- C2 S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Court Martial\) Rules 2009 \(S.I. 2009/2041\)](#), **rule 21**
- C3 S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Summary Hearing and Activation of Suspended Sentences of Service Detention\) Rules 2009 \(S.I. 2009/1216\)](#), **rule 14**
- C4 S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Summary Appeal Court\) Rules 2009 \(S.I. 2009/1211\)](#), **rule 28**
- C5 S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Service Civilian Court\) Rules 2009 \(S.I. 2009/1209\)](#), **rule 20**
- C6 S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Warrants of Arrest for Service Offences\) Rules 2009 \(S.I. 2009/1110\)](#), **rule 16**
- C7 S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Custody Proceedings\) Rules 2009 \(S.I. 2009/1098\)](#), **rule 21**

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*Changes to legislation: There are currently no known outstanding effects for the Oaths Act 1978, Cross Heading: Oaths. (See end of Document for details)*

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#### 4 Validity of oaths.

- (1) In any case in which an oath may lawfully be and has been administered to any person, if it has been administered in a form and manner other than that prescribed by law, he is bound by it if it has been administered in such form and with such ceremonies as he may have declared to be binding.
- (2) Where an oath has been duly administered and taken, the fact that the person to whom it was administered had, at the time of taking it, no religious belief, shall not for any purpose affect the validity of the oath.

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

- C8** S. 3-6 applied (with modifications) (31.10.2009) by [The Court Martial Appeal Court Rules 2009 \(S.I. 2009/2657\)](#), **rule 15**, Sch. 1
- C9** S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Court Martial\) Rules 2009 \(S.I. 2009/2041\)](#), **rule 21**
- C10** S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Summary Hearing and Activation of Suspended Sentences of Service Detention\) Rules 2009 \(S.I. 2009/1216\)](#), **rule 14**
- C11** S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Summary Appeal Court\) Rules 2009 \(S.I. 2009/1211\)](#), **rule 28**
- C12** S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Service Civilian Court\) Rules 2009 \(S.I. 2009/1209\)](#), **rule 20**
- C13** S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Warrants of Arrest for Service Offences\) Rules 2009 \(S.I. 2009/1110\)](#), **rule 16**
- C14** S. 3-6 applied (with modifications) (31.10.2009) by [The Armed Forces \(Custody Proceedings\) Rules 2009 \(S.I. 2009/1098\)](#), **rule 21**

**Changes to legislation:**

There are currently no known outstanding effects for the Oaths Act 1978, Cross Heading: Oaths.