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*Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1981, SCHEDULE 3. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 3

#### WOMEN’S SERVICES

#### PART I

#### STATUTORY ASSIMILATION

##### *Existing enactments*

- 1 (1) Every enactment which refers to the armed forces or the naval, military or air forces of the Crown shall have effect as if the reference included a reference to the women’s services of those forces administered by the Defence Council and any enactment containing the words “men”, “soldiers”, “seamen”, “airmen” or other word importing a reference to persons of the male sex only as, or as having been, or as capable of being, members of the naval, military or air forces of the Crown shall have effect as if for such word there had been substituted therein words having a like meaning in other respects but importing a reference to persons of either sex.
- (2) Sub-paragraph (1) above applies for the interpretation of references to the reserve or auxiliary forces as it applies for the interpretation of references to the regular forces of the Crown.
- (3) Sub-paragraph (1) above does not apply in a case where, or to the extent to which, the enactment refers to the Royal Navy.
- (4) Sub-paragraph (1) above does not apply in a case where, or to the extent to which, the enactment refers to the naval, military or air forces of the Crown raised outside the United Kingdom; but nothing in this sub-paragraph affects the meaning of “visiting force” in the <sup>M1</sup>Visiting Forces (British Commonwealth) Act 1933 or Part I of the <sup>M2</sup>Visiting Forces Act 1952.
- (5) This paragraph has effect in place of subsection (1) of section 3 of the <sup>M3</sup>Army and Air Force (Women’s Service) Act 1948 (which makes corresponding provision in relation to the military and air forces) and of so much of any other enactment as explains, in relation to the women’s services, particular statutory references to the armed forces of the Crown; but the power to make Orders in Council under subsection (2) of that section shall include power to make the like provision in consequence of the preceding provisions of this paragraph so far as those provisions relate to the naval forces of the Crown.

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#### Marginal Citations

**M1** 1933 c. 6.

**M2** 1952 c. 67.

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**M3** 1948 c. 21.

*Future enactments*

<sup>F12</sup> .....

**Textual Amendments**  
**F1** Sch. 3 para. 2 repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4

**PART II**

SPECIFIC

**3** In section 2 of the Pensions Commutation Act 1871 <sup>M4</sup>, in the definition of “officer”, for the words “the Army and Navy” there shall be substituted the words “Her Majesty’s naval or land forces” and for the word “Navy” there shall be substituted the words “naval forces”.

**Modifications etc. (not altering text)**  
**C1** The text of Schs. 1, 2, 3 Pt. II (paras. 3–10), 4, 5 (in part) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**  
**M4** 1871 c. 36.

**4** In section 2(b) of the Colonial Prisoners Removal Act 1884 <sup>M5</sup>, for the words “the Royal Navy or to Her Majesty’s regular military forces” there shall be substituted the words “her Majesty’s regular military or naval forces”.

**Modifications etc. (not altering text)**  
**C2** The text of Schs. 1, 2, 3 Pt. II (paras. 3–10), 4, 5 (in part) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**  
**M5** 1884 c. 31.

**5** In the Uniforms Act 1894 <sup>M6</sup>, the following section shall be substituted for section 4:  
—  
**“4** In this Act— “Her Majesty’s Military Forces” has the same meaning as in the Army Act 1955 ; “Her Majesty’s Naval Forces” has the same meaning as in the Naval Discipline Act 1957.”.

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

**C3** The text of Schs. 1, 2, 3 Pt. II (paras. 3–10), 4, 5 (in part) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M6** 1894 c. 45.

- 6 In section 4 of the Air Force (Constitution) Act 1917 <sup>M7</sup>, for the words “His Majesty’s Navy or Army” there shall be substituted the words “the Royal Navy or His Majesty’s Army”.

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

**C4** The text of Schs. 1, 2, 3 Pt. II (paras. 3–10), 4, 5 (in part) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M7** 1917 c. 51.

- 7 In section 5(1) and in the definition of “British ship” in section 10 of the Pensions (Navy, Army, Air Force and Mercantile Marine) Act 1939 <sup>M8</sup>, for the words “His Majesty’s Navy” (in each place where those words occur) there shall be substituted the words “the Royal Navy”.

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

**C5** The text of Schs. 1, 2, 3 Pt. II (paras. 3–10), 4, 5 (in part) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M8** 1939 c. 83.

- 8 In section 68(2) of the Marriage Act 1949 <sup>M9</sup>, in paragraph (a), for the words following “is serving in” there shall be substituted the words “any of the regular armed forces of the Crown ; or” and in paragraph (b) for the word “mentioned” there shall be substituted the word “included”.

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

**C6** The text of Schs. 1, 2, 3 Pt. II (paras. 3–10), 4, 5 (in part) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M9** 1949 c. 76.

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F29 .....

**Textual Amendments**

**F2** Sch. 3 para. 9 repealed (N.I.) (1.1.2004) by [The Marriage \(Northern Ireland\) Order 2003 \(S.I. 2003/413\)](#), art. 1(2), [Sch.](#); [S.R. 2003/466](#), art. 2(b)

10 In section 21(5) of the Armed Forces Act 1976 <sup>M10</sup>, in the definition of “qualified officers”, for the word “Navy” (in each place where it occurs) there shall be substituted the words “Royal Navy”.

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

**C7** The text of Schs. 1, 2, 3 Pt. II (paras. 3–10), 4, 5 (in part) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M10** 1976 c. 52.

**PART III**

APPLICATION TO QARNNS AND WRNS OF  
 PROVISIONS OF 1966 ACT AS TO DISCHARGE, ETC.

*Preliminary*

- 11 (1) The provisions of the <sup>M11</sup>Armed Forces Act 1966 specified in paragraphs 12, 13 and 14 below shall apply to members of and persons offering themselves for service in Queen Alexandra’s Royal Naval Nursing Service <sup>F3</sup>. . . in accordance with the provisions of those paragraphs.
- (2) In those paragraphs “rating”, in relation to Queen Alexandra’s Royal Naval Nursing Service <sup>F3</sup>. . ., means a member of that Service of or below the rate of warrant officer.

**Textual Amendments**

**F3** Words in Sch. 3 para. 11(1) and (2) repealed (1.10.1996) by [1996 c. 46, s. 35\(2\)](#), [Sch. 7 Pt. III](#); [S.I. 1996/2474](#), art. 2, [Sch.](#)

**Marginal Citations**

**M11** 1966 c. 45.

*Postponement of discharge in event of war, etc.*

[<sup>F4</sup>12 Section 4 (postponement of discharge or transfer to the reserve) shall have effect in relation to ratings of Queen Alexandra’s Royal Naval Nursing Service as if it provided–

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**“Postponement of discharge–QARNNS.**

- 4 (1) This section applies to a rating if, on the relevant date, a call-out order under section 52, 54 or 56 of the Reserve Forces Act 1996 is in force authorising the call out for permanent service of members of the Royal Fleet Reserve.

For the purposes of this section, “the relevant date”, in relation to a rating, means the date on which he would, apart from this section, be entitled to be discharged.

- (2) A rating to whom this section applies may be retained in service in Queen Alexandra’s Royal Naval Nursing Service after the relevant date in accordance with this section for such period as the competent authority may order, and his service may be prolonged accordingly.
- (3) A rating may not be retained in Queen Alexandra’s Royal Naval Nursing Service after the relevant date for longer than twelve months.
- (4) A rating who is so retained is (if not discharged sooner) entitled to be discharged at the end of those twelve months.
- (5) If, while a person is being retained in service in Queen Alexandra’s Royal Naval Nursing Service by virtue of this section, it appears to the competent authority that his service can be dispensed with, he shall be entitled to be discharged.
- (6) Where, at the time at which under subsections (1) to (5) above a person is entitled to be discharged, a state of war exists between Her Majesty and a foreign power–
- (a) he may, by declaration made before his commanding officer in a form prescribed by regulations of the Defence Council, agree to continue in service in Queen Alexandra’s Royal Naval Nursing Service while such a state of war exists, and
  - (b) if the competent authority approve, he may continue accordingly as if the period for which his term of service could be prolonged under subsections (1) to (5) above were a period continuing so long as a state of war exists;
- but this is subject to subsection (7) below.
- (7) If it is so specified in the declaration, he shall be entitled to be discharged at the end of three months’ notice given by him to his commanding officer.”]

**Textual Amendments**

**F4** Sch. 3 para. 12 substituted (1.1.1999) by [S.I. 1998/3086](#), [reg. 8\(1\)](#) (with [reg. 8\(2\)](#))

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

**C8** Sch. 3 para. 12 modified (1.1.1999) by [S.I. 1998/3086](#), [reg. 11](#), [Sch. para. 5](#)

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*Discharge*

- 13 Section 6 (except subsection (5)) shall apply to ratings of Queen Alexandra’s Royal Naval Nursing Service <sup>F5</sup> . . . as it applies to ratings of the Royal Navy.

**Textual Amendments**

- F5** Words in Sch. 3 para. 13 repealed (1.10.1996) by 1996 c. 46, s. 35(2), **Sch. 7 Pt. III**; S.I. 1996/2474, art. 2, **Sch.**

*False statements on entry*

- 14 Section 8 shall apply to persons offering themselves for service in Queen Alexandra’s Royal Naval Nursing Service <sup>F6</sup> . . . as it applies to persons offering themselves for service in the Royal Navy.

**Textual Amendments**

- F6** Words in Sch. 3 para. 14 repealed (1.10.1996) by 1996 c. 46, s. 35(2), **Sch. 7 Pt. III**; S.I. 1996/2474, art. 2, **Sch.**

**Changes to legislation:**

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