
DRAFT STATUTORY INSTRUMENTS

2009 No.

The Armed Forces (Civilian Courts Dealing with Service Offences) (Modification of the Criminal Justice Act 2003) Regulations 2009

Transitional provisions

10.—(1) In their application to a civilian court dealing with an offender for an SDA offence after commencement the provisions of Part 12 of CJA 2003 are modified as provided in regulations 4 to 9 subject to this regulation.

(2) In regulation 4 “service offence” includes an SDA offence and “charged with a service offence” includes being treated as charged with an offence by virtue of section 75(4) of AA 1955, section 75(4) of AFA 1955 or section 47A(4) of NDA 1957.

(3) In regulations 4 to 9 “service custody” is to be read, in relation to any time before commencement, as a reference to military custody, air-force custody or naval custody.

(4) In regulations 5 and 7 “being charged” includes being treated as charged with an offence by virtue of section 75(4) of AA 1955, section 75(4) of AFA 1955 or section 47A(4) of NDA 1957.