

Armed Forces Act 1971

1971 CHAPTER 33

U.K.

An Act to continue the Army Act 1955 and the Air Force Act 1955, to limit the duration of the Naval Discipline Act 1957, and to amend those Acts and other enactments relating to the armed forces. [27th May 1971]

Modifications etc. (not altering text)

- C1 Words of enactment omitted under authority of Statute Law Revision Act 1948 (c. 62), s. 3
- C2 Act amended (women's services) by Armed Forces Act 1981 (c. 55, SIF 7:1), s. 20, Sch. 3 Pt. I para.

PART I U.K.

DURATION OF SERVICES ACTS

1 ^{F1} U.K.

Textual Amendments

F1 S. 1 repealed by Armed Forces Act 1976 (c. 52, SIF 7:1), ss. 1(5), 22(6), **Sch. 10**

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

PART II U.K.

REVISION OF SERVICE OFFENCES AND PUNISHMENTS

Misconduct in action and other offences arising out of military etc. service

Textu	ual Amendments
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) by Armed Forces Act 2006 (c. 52), s. 383(2), Sch 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I.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)
² 3	Prize offences. U.K.
Text	ual Amendments
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) by Armed Forces Act 2006 (c. 52), s. 383(2), Sch 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I.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)
² 4	Offences by or in relation to sentries, persons on watch etc. U.K.
Text	ual Amendments
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) by Armed Forces Act 2006 (c. 52), s. 383(2), Sch 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I.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)
² 5	Failure to attend for duty, neglect of duty etc. U.K.
Text	ıal Amendments
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) by Armed Forces Act 2006 (c. 52), s. 383(2), Sch 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I.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)
⁷² 6	Looting U.K.

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

Textu F2	Tal Amendments Ss. 2-25 repealed (28.3.2009 for specified purposes) by Armed Forces Act 2006 (c. 52), s. 383(2), Sch. 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I.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)
	Mutiny, insubordination, etc.
^{F2} 7	Mutiny U.K.
Textu F2	ral Amendments Ss. 2-25 repealed (28.3.2009 for specified purposes) by Armed Forces Act 2006 (c. 52), s. 383(2), Sch. 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I.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)
^{F2} 8	Insurbodinate behaviour, and disobedience to lawful commands. U.K.
Textu F2	ral Amendments Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)
^{F2} 9	Obstruction of provost officers etc. U.K.
Textu F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)
^{F2} 10	Disobedience to standing orders etc. U.K.
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Ss. 2-25 repealed (28.3.2009 for specified purposes) by Armed Forces Act 2006 (c. 52), s. 383(2), Sch.

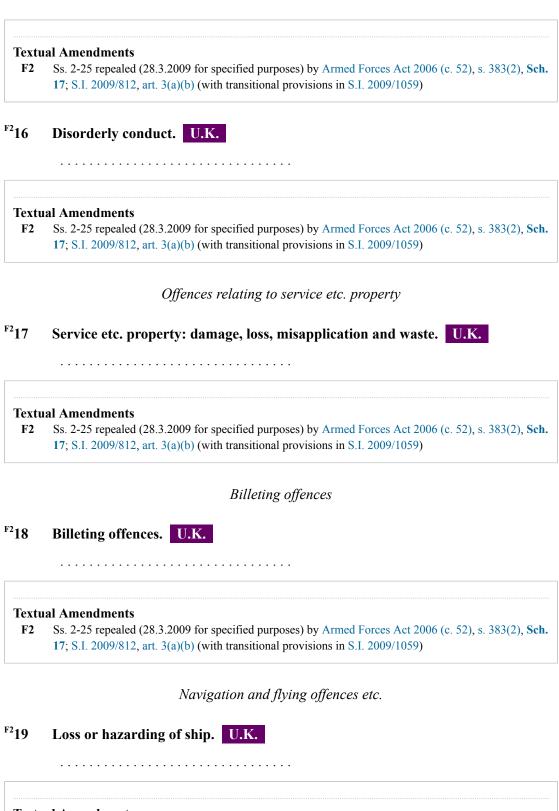
17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059)

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

Desertion, absence without leave, etc.

F211	Desertion. U.K.
Texti	ual Amendments
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)
^{F2} 12	Absence without leave. U.K.
Text	ual Amendments
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)
F213	Failure to report or apprehend deserters or absentees. U.K.
Text	ual Amendments
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)
	Malingering, drunkenness and disorderly conduct
^{F2} 14	Malingering. U.K.
Text	ual Amendments
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)
^{F2} 15	Drunkeness. U.K.

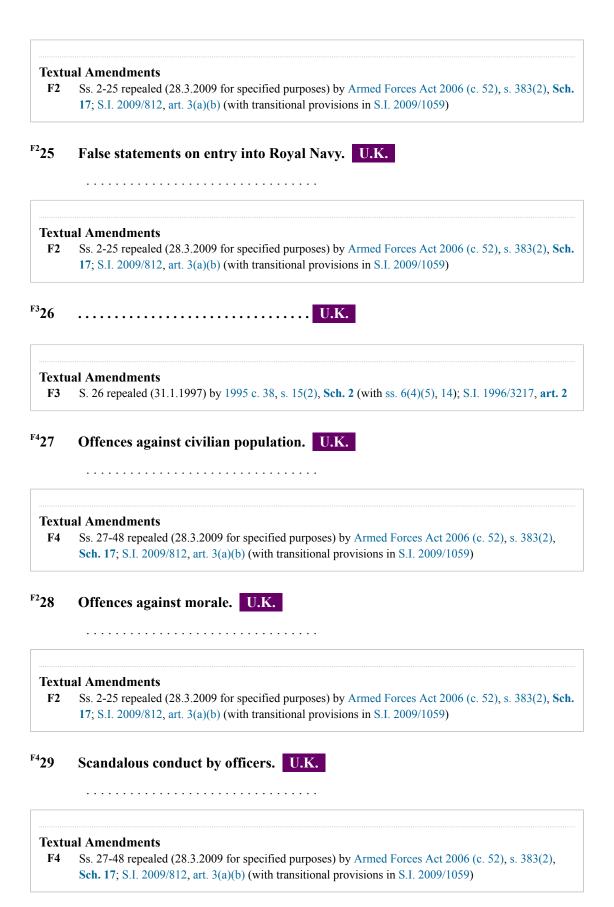
Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)



Textual Amendments

F2 Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)

F2 20	Inaccurate certification of ships and aircraft. U.K.										
Texti	ial Amendments										
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)										
F ² 21	Low flying and annoyance by flying. U.K.										
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)										
	Offences relating to, and by, persons in custody										
^{F2} 22	Permitting escape, resisting arrest, and escaping. U.K.										
Textu F2	ral Amendments Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)										
	Miscellaneous offences										
F ² 23	Offences in relation to courts-martial. U.K.										
Toytu	ial Amendments										
F2	Ss. 2-25 repealed (28.3.2009 for specified purposes) 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)										
^{F2} 24	Unauthorised disclosure of information. U.K.										



	Ill-treatment of persons of inferior rank etc. U.K.
Textu F4	al Amendments Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
^{F4} 31	Disgraceful conduct. U.K.
Textu F4	al Amendments Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
F ⁴ 32	Attempts, aiding and abetting etc., and inciting. U.K.
Textu F4	al Amendments Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
F ⁴ 33	Conduct to the prejudice of service discipline. U.K.
Textu F4	al Amendments Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
F ⁴ 34	Civil offences. U.K.

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

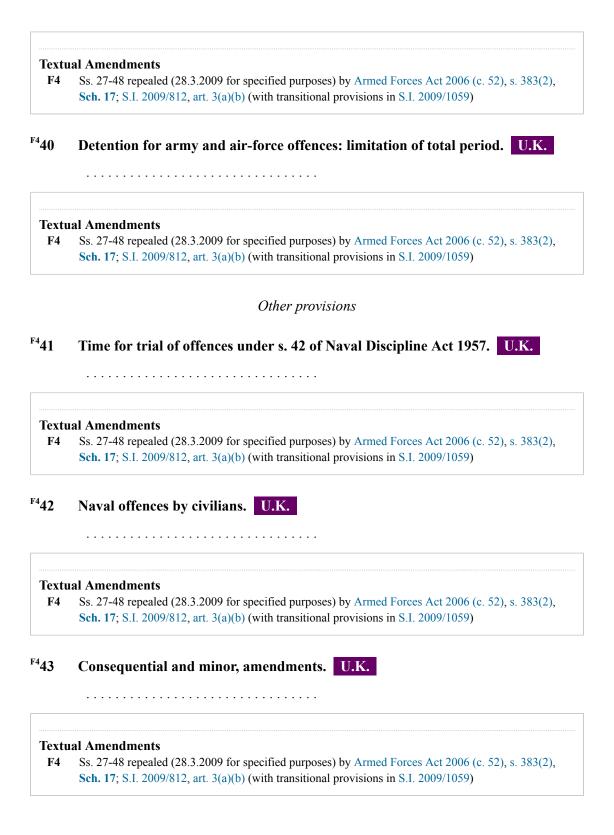
Abolition of certain offences

F ⁴ 35	Abolition of certain offences. U.K.										
Text	ual Amendments										
F4	Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)										
	Punishments										
^{F4} 36	Punishments for army and air-force offences dealt with courts-martial. U.K.										
Texti	ıal Amendments										
F4	Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)										
^{F4} 37	Punishments for army and air-force offences dealt with summarily. U.K.										
Textı	ıal Amendments										
F4	Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)										
^{F4} 38	Punishments for naval offences. U.K.										
Textu F4	ss. 27-48 repealed (28.3.2009 for specified purposes) 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)										
^{F4} 39	Imprisonment and detention: consecutive terms. U.K.										
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· · 39	Imprisonment and detention: consecutive terms. U.K.										

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Changes to legislation: There are currently no known outstanding

effects for the Armed Forces Act 1971. (See end of Document for details)



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Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

PART III U.K.

REVISION OF PROCEDURAL PROVISIONS, AND OTHER MATTERS RELATING TO SERVICE OFFENCES AND PUNISHMENTS

F444	Arrest by civil authorities. U.K.
Textu F4	sal Amendments Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
^{F4} 45	Exclusion of enactments requiring fiat of Attorney General etc. in connection with proceedings. U.K.
Textu F4	ral Amendments Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
^{F4} 46	Extension of powers of "higher authority" with respect to army and air-force charges.
F4	Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
^{F4} 47	Amendments as to summary trial for naval offences. U.K.
Textı	nal Amendments
F4	Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
^{F4} 48	Amendments as to convening or ordering of court-martial. U.K.

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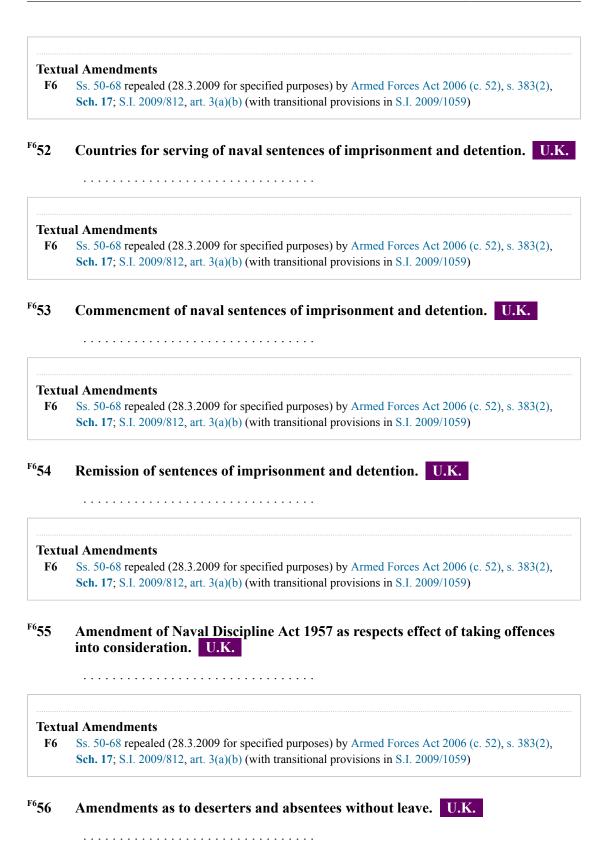
Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

Textu	al Amendments
F4	Ss. 27-48 repealed (28.3.2009 for specified purposes) 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)
19	Amendments as to procedure of courts-martial, and evidence in naval disciplinary courts.
F5(1)
F5(2)
(3) Section 6(1) of the MICriminal Evidence Act 1898 (which applies that Act to all criminal proceedings, including proceedings in courts-martial) shall be amended by inserting after the words "courts-martial" the words "under the Army Act 1955 and the Air Force Act 1955, and proceedings in courts-martial and disciplinary courts under the Naval Discipline Act 1957".
F5	sal Amendments S. 49(1)(2) repealed (28.3.2009 for specified purposes) 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. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059)
Modi	fications etc. (not altering text)
C3	The text of ss. 2–25, 27–32, 34–50, 52, 53, 55–63, 65, 66, 68, 70–75, 77(1), Schs. 2, 4 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.
Marg	inal Citations
M1	1898 c. 36.
⁷⁶ 50	Army and air force courts-martial: amendments as to revision and confirmation of findings. U.K.
Textu F6	sal Amendments Ss. 50-68 repealed (28.3.2009 for specified purposes) 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)

SERVICE OFFENCES AND PUNISHMENTS

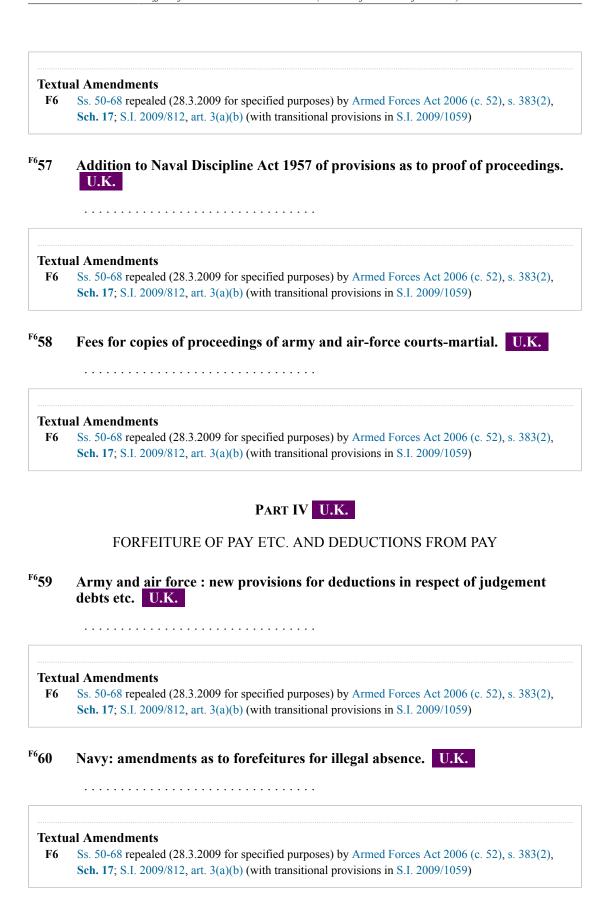
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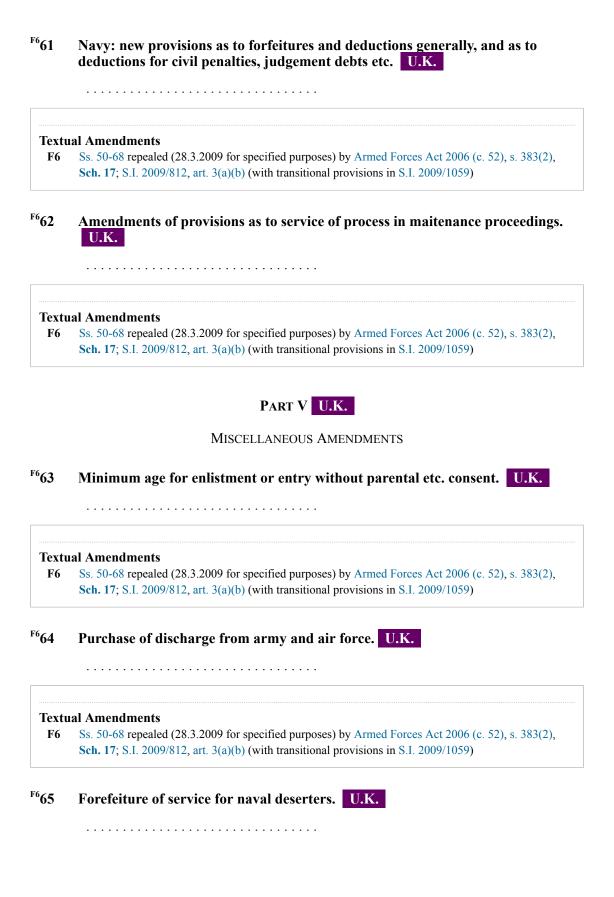
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Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

T-	0.50.60 1.1.60.0.200.0 1.0.1
F6	Ss. 50-68 repealed (28.3.2009 for specified purposes) 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)
⁶ 66	Redress of complaints. U.K.
Text	nal Amendments
F6	Ss. 50-68 repealed (28.3.2009 for specified purposes) 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)
⁶ 67	Naval billeting and requisitioning. U.K.
Text	nal Amendments
	Co. 50 (0 man all d (20.2.2000 for an aif ad manners) has A mand E mans A at 200((a. 52) a. 202(2)
F6	Ss. 50-68 repealed (28.3.2009 for specified purposes) 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)
	Sch. 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059)
68	Sch. 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059) Reductions in rank under Army Act 1955 and Air Force Act 1955. U.K.
⁷⁶ 68	Sch. 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059)
Texti	Sch. 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059) Reductions in rank under Army Act 1955 and Air Force Act 1955. U.K. Ital Amendments Ss. 50-68 repealed (28.3.2009 for specified purposes) by Armed Forces Act 2006 (c. 52), s. 383(2),
Text1 F6	Sch. 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059) Reductions in rank under Army Act 1955 and Air Force Act 1955. U.K. al Amendments Ss. 50-68 repealed (28.3.2009 for specified purposes) 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)
Texti F6	Sch. 17; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059) Reductions in rank under Army Act 1955 and Air Force Act 1955. U.K. al Amendments Ss. 50-68 repealed (28.3.2009 for specified purposes) 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) U.K.

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

Textual Amendments

F8 Ss. 70-72 repealed (28.3.2009 for specified purposes) 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)

Addition to Naval Discipline Act 1957 of provision indemnifying prison officers etc. U.K.

Textual Amendments

F8 Ss. 70-72 repealed (28.3.2009 for specified purposes) 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)

Application of Army Act 1955 and Air Force Act 1955 to passengers in H.M. ships and aircraft. U.K.

Textual Amendments

F8 Ss. 70-72 repealed (28.3.2009 for specified purposes) 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)

73 Appeal against sentence by civilians. U.K.

- (1) The M2Courts-Martial (Appeals) Act 1968 (under which appeals to the Courts-Martial Appeal Court are confined to appeals against conviction) shall be amended in accordance with subsections (2) and (3) below.
- (2) In section 8—
 - (a) at the end of subsection (1) (which confers the right of appeal) there shall be added the words "and, if he was a civilian (as defined in subsection (5) below) both at the time of his conviction and when the offence was committed, may also with the leave of the Court appeal against his sentence, unless it is one fixed by law", and
 - (b) the following subsection shall be added after subsection (4)—
 - "(5) In this section "civilian" means any person who is not subject to service law (meaning military law, air-force law and the Naval Discipline Act) and any person within section 208A or 209 of the Army Act, section 208A or 209 of the Air Force Act or section 117 or 118 of the Naval Discipline Act (which apply certain provisions of those Acts to passengers in Her Majesty's ships and aircraft, persons employed by or accompanying Her Majesty's forces, families of members of those forces etc.)."

F9	12	١:																
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Status: Point in time view as at 28/03/2009.

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

(4) The provisions of Schedule 2 to this Act shall have effect, being provisions making in the said Act of 1968 and the other enactments there specified amendments consequential on, or otherwise connected with, the preceding provisions of this section.

Textual Amendments

F9 S. 73(3) repealed (28.3.2009 for specified purposes) 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)

Modifications etc. (not altering text)

C4 The text of ss. 2–25, 27–32, 34–50, 52, 53, 55–63, 65, 66, 68, 70–75, 77(1), Schs. 2, 4 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

M2 1968 c. 20.

^{F10} 74	Meaning of "active service" in I	Naval Discipline Act 1957.	U.K.

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Textual Amendments

F10 S. 74 repealed (28.3.2009 for specified purposes) 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)

Amendments for introducing naval rate, and marine rank, of warrant officer. U.K.

The enactments specified in Schedule 3 to this Act shall have effect subject to the amendments specified in that Schedule, being amendments connected with the introduction of the naval rate, and the marine rank, of warrant officer.

Modifications etc. (not altering text)

C5 The text of ss. 2–25, 27–32, 34–50, 52, 53, 55–63, 65, 66, 68, 70–75, 77(1), Schs. 2, 4 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.

F1176 Sufficency of evidence in Scottish courts. U.K.

Textual Amendments

F11 S. 76 repealed (28.3.2009 for specified purposes) 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)

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

PART VI U.K.

SUPPLEMENTAL

77 Repeals and transitional provisions. U.K.

(1)) The enactments specified in Schedule 4 to this Act (Part II of which includes certain
	enactments which are spent) are hereby repealed to the extent specified in column 3
	of that Schedule.

$F^{12}(2)$.																															
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Textual Amendments

F12 S. 77(2) repealed (28.3.2009 for specified purposes) 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)

Modifications etc. (not altering text)

C6 The text of ss. 2–25, 27–32, 34–50, 52, 53, 55–63, 65, 66, 68, 70–75, 77(1), Schs. 2, 4 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.

78 Short title, construction and commencement. U.K.

- (1) This Act may be cited as the Armed Forces Act 1971.
- (2) Except so far as the context otherwise requires, any reference in this Act to any other enactment is a reference to that enactment as amended by or under any subsequent enactment, including an enactment contained in this Act.
- (3) This Act, except section 1 and this section, shall come into force on such date as the Secretary of State may by order made by statutory instrument appoint, but subject to the qualifications specified in subsection (4) below.
- (4) The said qualifications are as follows:—
 - (a) the following provisions of this Act, that is to say, Part II, section 69, Schedule 1 and Part I of Schedule 4, shall not have effect in relation to any act or omission occurring before the date appointed under subsection (3) above, and, in particular, shall not affect the operation of any enactment in force immediately before that date in relation to any offence against any such enactment committed, or partly committed, before that date;
 - (b) the provisions to become sections 128B and 128C of the M3Naval Discipline Act 1957 by virtue of section 61(1) of this Act shall apply only to sums payable under sentences and orders awarded or made in respect of offences committed on or after the date appointed under subsection (3) above, or, as the case may be, to loss or damage occasioned by acts and omissions occurring on or after that date;
 - (c) the provision to become section 129D of the M4Naval Discipline Act 1957 by virtue of section 65 of this Act shall apply only to desertions beginning on or after the date appointed under subsection (3) above, and the amendment of section 75(1) of that Act effected by section 60 of this Act and Part II of Schedule 4 shall have effect only in relation to absences so beginning.

Status: Point in time view as at 28/03/2009.

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

(5) Section 59 of this Act, the provision to become section 128E of the M5Naval Discipline Act 1957 by virtue of section 61(1) of this Act, and section 61(2) of this Act, shall each apply to liabilities arising before, as well as after, the date appointed under subsection (3) above.

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Marginal Citations
M3 1957 c. 53.
M4 1957 c. 53.
M5 1957 c. 53.
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Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

F13SCHEDULE 1 U.K	, L,
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Section 43.

Textual Amendments

F13 Sch. 1 repealed (28.3.2009 for specified purposes) 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)

SCHEDULE 2 U.K.

Section 73.

AMENDMENTS ABOUT APPEALS AGAINST SENTENCE

Modifications etc. (not altering text)

C7 The text of ss. 2–25, 27–32, 34–50, 52, 53, 55–63, 65, 66, 68, 70–75, 77(1), Schs. 2, 4 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.

	amendments or repeals which may have been made prior to 1.2.1991.
	Courts-Martial (Appeals) Act 1968
1	(1) The M6 Courts-Martial (Appeals) Act 1968 shall be amended as follows.
	F14(2) · · · · · · · · · · · · · · · · · · ·
	F14(3)
	F14(4)
	F14(5)
	(6) In section 31(1), after the words "an appeal" there shall be inserted the words "other than an appeal against sentence".
	(7) In section 34, the words "under subsection (1) above" shall be substituted for the words "this section" in subsection (2), and the following subsection shall be added after subsection (3):—
	"(4) Where a person convicted by court-martial is a civilian as defined in section 8(5) of this Act, the Secretary of State may, if consideration thereously the Appeal Court appears to him for any reason desirable, refer the sentence of the court-martial to the Court; and any such reference shall be

except those of section 32 of this Act".

treated as an appeal by the person convicted against sentence for all purposes

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Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

Textual Amendments

- F14 Sch. 2 para. 1(2)-(5) 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
- **F15** Sch. 2 para. 1(8) repealed (1.4.2005) by Courts Act 2003 (c. 39), s. 110(1), **Sch. 10**; S.I. 2005/910, art. 3(aa)

Marginal Citations

M6 1968 c. 20.

The Army Act 1955 and the Air Force Act 1955

Textual Amendments

F16 Sch. 2 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

The Naval Discipline Act 1957

F173

Textual Amendments

F17 Sch. 2 para. 3 repealed (28.3.2009 for specified purposes) 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)

SCHEDULE 3 U.K.

Section 75.

AMENDMENTS FOR INTRODUCING NAVAL RATE, AND MARINE RANK, OF WARRANT OFFICER

Modifications etc. (not altering text)

C8 The text of ss. 26, 33, 54, 67(3), 76, Schs. 1, 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The Naval and Marine Pay and Pensions Act 1865

Section 2 of the M7 Naval and Marine Pay and Pensions Act 1865 shall be amended by inserting, in the definition of "seaman or marine" the words "warrant officer" immediately before the words "petty officer", and the words "warrant or" immediately before the words "non-commissioned officer".

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Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

Margi	inal Citations			
M7	1865 c. 73.			

The Greenwich Hospital Act 1865

In section 5 of the M8 Greenwich Hospital Act 1865, immediately before the words "non-commissioned officers", in both places where they occur, there shall be inserted the words "warrant officers".

Marginal Citations
M8 1865 c. 89.

The Navy and Marines (Property of Deceased) Act 1865

Section 2 of the M9Navy and Marines (Property of Deceased) Act 1865 shall be amended by inserting, in the definition of "seaman or marine", the words "warrant officer" immediately before the words "petty officer" in both places where they occur, and the words "warrant or" immediately before the words "non-commissioned officer".

Marginal Citations
M9 1865 c. 111

The Army Act 1955

Textual Amendments

F184

F195

F18 Sch. 3 para. 4 repealed (28.3.2009 for specified purposes) 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)

The Naval Discipline Act 1957

Textual Amendments

F19 Sch. 3 para. 5 repealed (28.3.2009 for specified purposes) 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)

The Reserve Forces Act 1966

6

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

Textual Amendments

F20 Sch. 3 para. 6 repealed by Reserve Forces Act 1980 (c. 9, SIF 7:2), s. 157, Sch. 10 Pt. II

The Armed Forces Act 1966

F217

Textual Amendments

F21 Sch. 3 para. 7 repealed (28.3.2009 for specified purposes) 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)

SCHEDULE 4 U.K.

Section 77(1)

REPEALS

Modifications etc. (not altering text)

C9 The text of ss. 2–25, 27–32, 34–50, 52, 53, 55–63, 65, 66, 68, 70–75, 77(1), Schs. 2, 4 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.

Section 77(1).

Chapter	Short Title	Extent of Repeal
3 & 4 Eliz. 2. c. 18.	The Army Act 1955.	In section 31(1/k), the word "involving the use of violence or the threat of the use of violence or it, and in section (widence, or it, and in section (widence, or it, and in section (widence, or it, and in this section is this section and 4.1 In section 42(1), the words "paragraph (c) or (f) of". Section 53. (a), the words "paragraph (c) or (f) of "Section 53. (a) in paragraphs (c) or (f) of "section 54. (a) in paragraphs (in each place where it occurs before the word "report" or "immediately preeding that paragraphs that paragraphs.

Chapter	Short Title	Extent of Repeal
3 & 4 Eliz. 2. c. 18—cont.	The Army Act 1955—cont.	In section 74(3), the proviso. Section 74(3). In section 81, subsection (3) an paragraph (a) of subsection (4) in section 18(1), the words "c a sentence of field punishment. In section 120(3), the words "in section 130(3), the words "in section 1
		In section 211, subsection (3) an in subsection (4), the wore "Paragraph (b) of subsectio (2) of section hittp-seven." Subsection (2) of section hittp-seven. Subsection (3) in paragraph the words. "either with rise to assist the enemy or without and subsection (4) of the words. Subsection (4) in paragraph 102 and subsection (5) in paragraph 112 and subsection (5) in paragraph 12 and subsection (5) in paragraph 12 and subsection (5) in paragraph 13 in Schedule 7, paragraph 14
3 & 4 Eliz, 2. c. 19.	The Air Force Act 1955.	In section 311/(n), the wore involving the use of violen or the threat of the use involving the use of violen or the threat of the use involving the use of violen and this section "10 the end. this section "10 the provise. Section 33. He provise. Section 33. He provise. Section 33. Section 43. In paragraphs (a), and the word "report paragraph (d), and the word "report paragraph (d), and the word "report paragraph (d). He provise. Section 63. Section 63. He word "section 70. He word "sect

Chapter	Short Title	Extent of Repeal
3 & 4 Eliz. 2. c. 19—cont.	The Air Force Act 1955—cont.	paragraph (a) of subsection (4). In section 118(1), the word or a sentence of field punishment; In section 120(5), the provisio. In section 135(5), the words "for an offence against section friedly in section 138(1), the words "faudulently misapplying it," In section 136(1), the words "disobedience to orders or," In section 152(2), the words "by section 152(2), the words "by
5 & 6 Eliz 2. c. 53.	The Naval Discipline Act 1997.	or to come to the come to

Chapter	Short Title	Extent of Repeal
5 & 6 Eliz. 2. c. 53—cont.	The Naval Discipline Act 1957—cont.	In section 76(1), the words "fraudulently misapplying it." In section 97(1), in paragraphs (a) and (c), the words "or place of duty.", the words In section 105(3), the words "paragraph (b) of section twelve." In Schedule 2, paragraph 2. In Schedule 2, paragraph 3. Schedule 1, paragraph 2. Schedule 1, paragraph 3. Schedule 1, paragraph 3. Schedule 1, paragraph 3.
9 & 10 Eliz. 2. c. 52.	The Army and Air Force Act 1961.	In section 13(1), the words from or that subsection 16 to of that Act." Sections 18 to 20. Sections 18 to 20. Sections 10 to 34. In Schedule 2, the entries relating to section 37(3) of the Army Act 1955 and section 37(3) of the Air Force Act 1955.
1966 c. 45.	The Armed Forces Act 1966.	Section 8(2). In section 15(7), the words "53 and" (twices 21). Sections 21 and 22. Sections 21(1). In section 28(1), the words from "37(2)(6)" to "engagement) and". Section 32.
1968 c. 60.	The Theft Act 1968.	In Part 1 of Schedule 2, the HI Part 2 of Sch

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Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1971. (See end of Document for details)

PART II OTHER REPEALS

Chapter	Short Title	Extent of Repeal
28 & 29 Vict. c. 73.	The Naval and Marine Pay and Pensions Act 1865.	In section 2, in the definition of "officer", the words "warrant, or subordinate" and the words "or assistant engineer".
28 & 29 Vict. c. 111.	The Naval and Marines (Propertyof Deceased) Act 1865,	In section 2, in the definition of "officer", the words "warrant, or subordinate" and the words "or assistant engineer".
4 & 5 Geo. 5. c. 70.	The Naval Billeting &c. Act 1914.	The whole Act.
10 & 11 Geo. 6. c. 24.	The Naval Forces (En- forcement of Main- tenance Liabilities) Act 1947.	In section 1, paragraph (c) and the proviso.
14 Geo. 6. c. 32.	The Army Reserve Act	Section 15(3).
14 Geo. 6. c. 33.	The Air Force Reserve Act 1950.	Section 15(3).
1 & 2 Eliz. 2. c. 50.	The Auxiliary Forces Act 1953.	Section 27(4).
3 & 4 Eliz. 2. c. 18.	The Army Act 1955.	In section 113(5)(e), the words "valid for invalid". Section 114(2). Section 120(8). Section 150(1)(d). Section 152(3). Section 152(2). In Schedule 7, paragraph 9.
3 & 4 Eliz. 2. c. 19.	The Air Force Act 1955.	in section 114(3)(c), the word: "valid for invalid". Section 114(2), Section 120(8), Section 150(1)(d), Section 152(3), Section 153(2),
3 & 4 Eliz. 2. c. 20.	The Revision of the Army and Air Force Acts (Transitional Provisions) Act 1955.	In Schedule 2, paragraph 6 paragraph 13(8), paragraph 1- (8), and, in paragraph 18(4), the words from "in subsection (4)" to the end.
5 & 6 Eliz. 2. c. 53.	The Naval Discipline Act 1957.	In section 53, subsection (4) and, in subsection (5), the words "notwithstanding any thing in subsection (4) of thi section and "Section 72(2). In section 75(1), the words from "and has" to "one month" Section 85(3). Section 101(3).
9 & 10 Eliz. 2. c. 52.	The Army and Air Force Act 1961.	Section 23.
1966 c. 30.	The Reserve Forces Act 1966.	In section 21(1), in the definition of "man", the words "(except in relation to the marine forces)"

Chapter	Short Title	Extent of Repeal
1970 c. 31.	The Administration of Justice Act 1970.	In section 43(5), the words "by the Courts-Martial Appea Court" and the words from "in pursuance" to "subsection (6) below"; and subsection (6).

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