

SCHEDULES

SCHEDULE 9

MISCELLANEOUS AMENDMENTS

Naval Discipline Act 1957

- 10 The following subsection shall be inserted after section 118(3A) of the Naval Discipline Act 1957 (application to civilians):—

“(3B) On the trial of such a person a court-martial may make an order authorised by Schedule 4A below, and any such order shall be treated as a punishment for the purposes of this Act.”.

- 11 The following section shall be inserted after section 129D of that Act:—

“129E Provision as to age.

Where the age of any person at any time is material for the purposes of any provision of this Act regulating the powers of a court-martial, his age at the material time shall be deemed to be or to have been that which appears to the court, after considering any available evidence, to be or to have been his age at that time.”.

- 12 The following subsection shall be substituted for section 132(8) of that Act:—

“(8) In this Act " naval reserve forces " means—

- (a) the Royal Naval Reserve, including officers of reserve to the Royal Navy and including the Royal Fleet Reserve, and
- (b) any reserve of Queen Alexandra's Royal Naval Nursing Service or the Women's Royal Naval Service.”.

- 13 In Schedule 3 to that Act (classes of civilians subject to Act) the heading (which is inconsistent with amendments made to section 118(2) by the Armed Forces Act 1966) shall be changed to "Persons subject to Act outside the United Kingdom ".

- 14 In Schedule 4 to that Act (application of Act to civilians subject to it)—

- (a) in paragraph 1 for the words from " and paragraphs " to the end there shall be substituted the words " and in relation to such persons—
 - (i) paragraphs (e) to (m) of section 43(1) above shall be omitted; and
 - (ii) paragraph 15 of Schedule 4A below shall have effect in substitution for the words in that subsection from " and references in this Act " to the end." ; and
- (b) the following paragraph shall be added after paragraph 4:—

“5 Section 129B above shall apply to a person to whom this Act applies by virtue of section 118 above, as it applies to a person subject to this Act,”.