

SCHEDULES

SCHEDULE 9

MISCELLANEOUS AMENDMENTS

Rehabilitation of Offenders Act 1974

- 20 (1) In subsection (1) of section 2 of the Rehabilitation of Offenders Act 1974 after the word " awarded " there shall be inserted the words " or order made by virtue of Schedule 5A to the Army Act 1955 or to the Air Force Act 1955 or Schedule 4A to the Naval Discipline Act 1957 ".
- (2) In subsection (2) of that section after the word " applies ", in the first place where it occurs, there shall be inserted the words " , subject to section 17 of the Armed Forces Act 1976 (rehabilitation of civilians), ".
- (3) The following paragraph shall be inserted after subsection (5)(b) of that section:—
“(bb) any proceedings before a Standing Civilian Court established under the Armed Forces Act 1976 ;”.
- (4) In paragraph (d) of section 5(1) of that Act (sentences excluded from rehabilitation) at the end of the paragraph there shall be inserted the words " or a corresponding court-martial punishment ".
- (5) The following subsection shall be inserted after that subsection:—
“(1A) In subsection (1)(d) above " corresponding court martial punishment" means a punishment awarded under section 71A(3) or (4) of the Army Act 1955, section 71A(3) or (4) of the Air Force Act 1955 or section 43A(3) or (4) of the Naval Discipline Act 1957.”.
- 21 (1) The following entries shall be made in Table B in subsection (2) of section 5 of that Act (rehabilitation periods for particular sentences):—
- (a) after the entry relating to a sentence of Borstal training—
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| “A custodial order under Schedule 5A to the Army Act 1955 or the Air Force Act 1955, or under Schedule 4A to the Naval Discipline Act 1957, where the maximum period of detention specified in the order is more than six months. | Seven years.”; |
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- (b) after the entry relating to an order for detention in a detention centre:—
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| “A custodial order under any of the Schedules to the said Acts of 1955 and 1957 mentioned above, where the | Three years.”. |
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Status: This is the original version (as it was originally enacted).

maximum period of detention specified
in the order is six months or less.

- (2) The following paragraphs shall be added after subsection (5)(f) of that section:—
- “(g) a community supervision order under Schedule 5A to the Army Act 1955 or the Air Force Act 1955, or under Schedule 4A to the Naval Discipline Act 1957;
 - (h) a reception order under any of those Schedules ;”.
- (3) The following subsection shall be inserted after subsection (10) of that section:—
- “(10A) The reference in subsection (5) above to the period during which a reception order has effect includes a reference to any subsequent period during which by virtue of the order having been made the Social Work (Scotland) Act 1968 or the Children and Young Persons Act (Northern Ireland) 1968 has effect in relation to the person in respect of whom the order was made and subsection (10) above shall accordingly have effect in relation to any such subsequent period.”.