



Reserve Forces Act 1980

1980 CHAPTER 9

PART II

CALL OUT AND RECALL

Recall of service pensioners and former soldiers

32 Occasion for and period of recall under s. 31.

- (1) An army pensioner liable under section 31 above to be recalled for service may be recalled at any time when persons of the [^{F1}Regular Reserve] are called out for permanent service.

In this subsection the expression “called out for permanent service” means called out for permanent service under [^{F2}a call-out order under section 52 of the Reserve Forces Act 1996].

- (2) An air force pensioner liable under section 31 to be recalled for service may be recalled at any time when persons of the Air Force Reserve are called out for permanent service.

In this subsection the expression “called out for permanent service” means called out for permanent service [^{F3}a call-out order under section 52 of the Reserve Forces Act 1996].

- (3) A person recalled for service under section 31—
- shall be deemed to be enlisted in the [^{F4}regular forces or the regular air force][^{F4}regular army or the Royal Air Force] , according as he was an army pensioner or an air force pensioner, for the period mentioned in subsection (4) below, unless
 - on his recall he requires to be enlisted for that period in accordance with [^{F5}section 2 of the Army Act 1955, or section 2 of the Air Force Act 1955, as the case may require][^{F5}regulations under section 328 of the Armed Forces Act 2006] , and upon such enlistment he shall not be deemed to have been enlisted by virtue of paragraph (a) above.

Changes to legislation: Reserve Forces Act 1980, Section 32 is up to date with all changes known to be in force on or before 20 October 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (4) The period referred to in subsection (3) above is one—
- (a) beginning with the time [^{F6}as from which a person is recalled for][^{F6}the person is accepted (by virtue of section 36) into] service under section 31, and
 - [^{F7}(b) ending with the date on which there is no longer a call-out order under section 52 of the Reserve Forces Act 1996 in force authorising the call-out of persons of the [^{F1}Regular Reserve] or the Air Force Reserve, as the case may be.]
- (5) [^{F8}No regulation under section 329 of the Armed Forces Act 2006 as to the term for which a person may be enlisted affects the operation of subsections (3) and (4) of this section.]

Textual Amendments

- F1** Words in Act substituted (1.10.2014) by [Defence Reform Act 2014 \(c. 20\), s. 44\(3\)\(a\)\(4\)50\(1\)](#) (with s. 49(3)(5)); S.I. 2014/2370, art. 4(a)
- F2** Words in s. 32(1) substituted (1.4.1997) by S.I. 1997/306, [art. 16\(2\)](#)
- F3** Words in s. 32(2) inserted (1.4.1997) by S.I. 1997/306, [art. 16\(3\)](#)
- F4** Words in s. 32(3)(a) substituted (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. 14 para. 13\(2\)\(a\)](#); S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4
- F5** Words in s. 32(3)(b) substituted (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. 14 para. 13\(2\)\(b\)](#); S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4
- F6** Words in s. 32(4)(a) substituted (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. 14 para. 13\(3\)](#); S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4
- F7** S. 32(4)(b) substituted (1.4.1997) by S.I. 1997/306, [art. 16\(4\)](#)
- F8** S. 32(5) substituted (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. 14 para. 13\(4\)](#); S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4

Marginal Citations

- M1** 1955 c. 18.
- M2** 1955 c. 19.
- M3** 1961 c. 52.
- M4** 1966 c. 45.

Changes to legislation:

Reserve Forces Act 1980, Section 32 is up to date with all changes known to be in force on or before 20 October 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act excluded (prosp.) by [1996 c. 14 s. 129\(2\)](#)
- Act modified (prosp.) by [1996 c. 14 s. 128Sch. 8 para. 4\(5\)](#)
- Act repealed (except s.048, 55, 130-138,140,151,156,157, 158) (prosp.) by [1996 c. 14 s. 131\(2\)Sch. 11](#)