

Changes to legislation: *Armed Forces Act 1991 is up to date with all changes known to be in force on or before 17 March 2024. 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*

SCHEDULES

^{F1}SCHEDULE 1

Section 10.

ASSESSORS OF COMPENSATION FOR MISCARRIAGES OF JUSTICE

Textual Amendments

- F1** Sch. 1 repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); [S.I.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

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SCHEDULE 2

Section 26.

MINOR AND CONSEQUENTIAL AMENDMENTS

Commencement Information

- I1** Sch. 2 wholly in force at 01.01.1992 see s. 27(2) and [S.I. 1991/2719](#), [art. 2](#)

Removal of offender to United Kingdom before confirmation of sentence

F2₁
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Textual Amendments

- F2** Sch. 2 para. 1 repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); [S.I.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

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Power to impose imprisonment for default in payment of fines

F32

Textual Amendments
F3 Sch. 2 para. 2 repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); S.I.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

Evidence of child of tender years

- F43 (1) In section 93 of each of the 1955 Acts (administration of oaths)—
 - (a) in the proviso to subsection (2) (which relates to the evidence of a child of tender years and the corroboration thereof) the words from “so however ” to the end of the proviso shall be omitted; and
 - (b) after subsection (2) there shall be inserted the following subsection—
 - “(2A) Unsworn evidence admitted by virtue of the proviso to subsection (2) above may corroborate evidence (sworn or unsworn) given by any other person.”
- (2) In section 60 of the 1957 Act (administration of oaths)—
 - (a) the proviso to subsection (3) (which relates to the corroboration of evidence given by a child of tender years) shall be omitted; and
 - (b) after that subsection there shall be inserted the following subsection—
 - “(3A) Unsworn evidence admitted by virtue of subsection (3) above may corroborate evidence (sworn or unsworn) given by any other person.”

Textual Amendments
F4 Sch. 2 para. 3 repealed (E.W.) (1.10.1992) by [Criminal Justice Act 1991 \(c. 53\)](#), s. 101(2), [Sch.13](#); S.I. 1992/333, art. 2(2), [Sch.2](#)

Rules of evidence

F54

Textual Amendments
F5 Sch. 2 paras. 4-7 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

Finality of trials

F55

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Textual Amendments

F5 Sch. 2 paras. 4-7 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

Enactments requiring fiat of Attorney General etc. in connection with proceedings

F56

Textual Amendments

F5 Sch. 2 paras. 4-7 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

Recognizance by parent or guardian on conviction of civilian under 17

F57

Textual Amendments

F5 Sch. 2 paras. 4-7 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

Power of Courts-Martial Appeal Court to order retrial

8 In section 19 of the ^{M1}Courts-Martial (Appeals) Act 1968 (power to authorise retrial in certain cases), in subsection (1) the words from “the appeal against conviction” to “and” shall be omitted.

Modifications etc. (not altering text)

C1 Sch. 2 para. 8 restricted (*where an application for leave to appeal is lodged on or before 31.12.1991*) by [S.I. 1991/2719](#), [art. 3\(3\)](#)

Commencement Information

I2 Sch. 2 wholly in force at 01.01.1992 see s. 27(2) and [S.I. 1991/2719](#), [art. 2](#)

Marginal Citations

M1 [1968 c. 20](#).

Compensation orders

9 **F6**(1)

F7(2)

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^{F8}(3)

(4) In Schedule 7 to the Criminal Justice Act 1988 (compensation payable by Criminal Injuries Compensation Board), in paragraph 13 (reduction of compensation by reference to damages etc.) at the end of sub-paragraph (b) there shall be inserted—

“ or

- (c) any order under paragraph 11 (compensation orders) of Schedule 5A to the Army Act 1955, of Schedule 5A to the Air Force Act 1955 or of Schedule 4A to the Naval Discipline Act 1957; or
- (d) any award of stoppages under any of the Acts referred to in sub-paragraph (c) above”.

Textual Amendments

- F6** Sch. 2 para. 9(1) repealed (25.8.2000) by 2000 c. 6, ss. 165(4), 168(1), **Sch. 12 Pt. I** (with Sch. 11 paras. 1, 2)
- F7** Sdch. 2 para. 9(2) repealed (1.4.1996) by 1995 c. 40, ss. 6, 7(2), **Sch. 5** (with Sch. 3 paras. 1, 3, 6)
- F8** Sch. 2 para. 9(3) repealed (9.1.1995) by S.I. 1994/2795 (N.I. 15), **art. 26(2)**, SCh. 3 Pt. I (with art. 25); S.R. 1994/446, **art. 2**

Commencement Information

- I3** Sch. 2 wholly in force at 1.1.1992 see s. 27(2) and S.I. 1991/2719, **art. 2**

Powers of Standing Civilian Courts

^{F9}10

Textual Amendments

- F9** Sch. 2 para. 10 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

Removal or amendment of spent or obsolete expressions

^{F10}11

Textual Amendments

- F10** Sch. 2 para. 11 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

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SCHEDULE 3

Section 26.

ENACTMENTS REPEALED

Commencement Information

- I4** Sch. 3 wholly in force; the repeal of s. 1 of the [Armed Forces Act 1986 \(c. 21, SIF 7:1\)](#) came into force at 01.01.1992, see [s. 27\(4\)](#); further provisions in force at 1.1.1992 by [S.I. 1991/2719, art. 2, Sch.](#); the remaining provisions in force at 1.6.1996 by [S.I. 1996/1173, art. 2](#) (with savings in [art. 3](#))

Chapter	Short title	Extent of repeal
28 & 29 Vict. c. 73.	The Naval and Marine Pay and Pensions Act 1865.	Sections 4 and 5.
10 & 11 Geo. 6 c. 24.	The Naval Forces (Enforcement of Maintenance Liabilities) Act 1947.	In section 1 subsections (3) and (5).Section 2.
3 & 4 Eliz. 2 c. 18.	The Army Act 1955.	Section 71A(1B) (a).In section 71AA, in subsection (1) the words “subject to subsection (1A) below”, subsection (1A) and in subsection (2) the words from “after” to “completed”.In section 93, in the proviso to subsection (2) the words from “so however” onwards.In section 122(1) the words “this Part of”.In section 127(2) the words from “after” to “completed”.In section 131(1) the word “reconsideration”.In section 145(1)(b) the words “corrective training, preventive detention”.In section 150, in subsection (1) (a) the words “or child” and in subsection (5) the words “or child”, in both places where they occur, and the paragraph beginning “references to a child”.Section 216(4).In section 225(1), in the definition of “stoppages” the words from “for any expense” onwards.In Schedule 5A, in paragraph 2 the definition of “reception order”, paragraphs 6 to 9,

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3 & 4 Eliz. 2 c. 19.

The Air Force Act 1955.

in paragraph 10(1A) the words from the beginning to “appropriate and ”, in paragraph 11(4) the words from “and no such order ” onwards and, in paragraph 15(3), in the third column of the Table paragraph 2.

Section 71A(1B)

(a).In section 71AA, in subsection (1) the words “subject to subsection (1A) below ”, subsection (1A) and in subsection (2) the words from “after ” to “completed ”.In section 93, in the proviso to subsection (2) the words from “so however ” onwards.In section 122(1) the words “this Part of”.In section 127(2) the words from “after ” to “completed ”.In section 131(1) the word “reconsideration ”.In section 145(1)(b) the words “corrective training, preventive detention ”.In section 150, in subsection (1) (a) the words “or child ” and in subsection (5) the words “or child ”, in both places where they occur, and the paragraph beginning “references to a child ”.Section 214(4).In section 223(1), in the definition of “stoppages ” the words from “for any expense ” onwards.In Schedule 5A, in paragraph 2 the definition of “reception order ”, paragraphs 6 to 9, in paragraph 10(1A) the words from the beginning to “appropriate and ”, in paragraph 11(4) the words from “and no such order ” onwards and, in paragraph 15(3), in the third column of the Table paragraph 2.

5 & 6 Eliz. 2 c. 53.

The Naval Discipline Act 1957.

Section 43A(1B)

(a).In section 43AA,

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		in subsection (1) the words “subject to subsection (1A) below ” and subsection (1A).In section 60 the proviso to subsection (3).Section 125(3).In section 129(2) the words “corrective training, preventive detention ”.In Schedule 4A, in paragraph 2 the definition of “reception order ”, paragraphs 6 to 9, in paragraph 10(1A) the words from the beginning to “appropriate and ”, in paragraph 11(4) the words from “and no such order ” onwards and, in paragraph 15(3), in the third column of the Table paragraph 2.
1968 c. 20.	The Courts-Martial (Appeals) Act 1968.	In section 8(1A)(a), “6 ” and the words “reception orders ”.In section 19(1) the words from “the appeal against conviction ” to “and ”.
1974 c. 53.	The Rehabilitation of Offenders Act 1974.	Section 5(5)(h).
S.I. 1978/1908 (N.I. 27).	The Rehabilitation of Offenders (Northern Ireland) Order 1978.	Article 6(5)(d).
1980 c. 9.	The Reserve Forces Act 1980.	In Schedule 6 paragraph 1(7A).
1981 c. 55.	The Armed Forces Act 1981.	Section 14.
1982 c. 14.	The Reserve Forces Act 1982.	In section 2 subsections (4) and (5).
1986 c. 21.	The Armed Forces Act 1986.	Section 1. Section 13.In Schedule 1, in paragraph 12 sub-paragraphs (3) and (5).
1989 c. 41.	The Children Act 1989.	In Schedule 12 paragraphs 8, 10 and 18.In Schedule 14 paragraph 15(1)(b) and, in paragraph 16, in sub-paragraph (1) the words “or (b) ”, sub-paragraph (2) (b) and the word “or ” immediately preceding it and sub-paragraph (3).

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

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 17(4)(dc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 11](#)
- s. 18(7)(dc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 12](#)
- s. 20(8)(cc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 13](#)
- s. 22A(7)(cc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 14](#)