



Armed Forces Act 2001

2001 CHAPTER 19

PART 3

TRIAL AND PUNISHMENT OF OFFENCES

28 Provisions supplementary to ss. 26 and 27

^{F1F2F3}(1) Where any of Her Majesty's forces incurs costs in respect of the exercise by the [^{F1}Director of Service Prosecutions ("the Director") of his] functions as a party to proceedings [^{F3}before a court mentioned in section 27(1)], those costs shall, subject to any provision made by virtue of subsection (2), be taken for the purposes of sections 26 and 27 to have been incurred by the [^{F2}Director].

^{F4}(2) Regulations under section 26 or 27 may make provision—

- (a) as to the costs incurred by any of Her Majesty's forces which are or are not to be taken for the purposes of that section to have been incurred by the [^{F4}Director], and
- (b) as to the person to whom, or account into which, any payment in respect of costs incurred by the [^{F4}Director] is to be made.

^{F5}(3)

^{F5}(4)

^{F5}(5)

Textual Amendments

F1 Words in s. 28(1) 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. 16 para. 194(2)(a)**; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4

F2 Word in s. 28(1) 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. 16 para. 194(2)(c)**; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 2001, Section 28. (See end of Document for details)

- F3** Words in s. 28(1) 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. 16 para. 194(2)(b)**; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4
- F4** Word in s. 28(2) 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. 16 para. 194(3)**; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4
- F5** S. 28(3)-(5) repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by Armed Forces Act 2006 (c. 52), s. 383(2), Sch. 16 para. 194(4), **Sch. 17**; S.I. 2009/812, art. 3(a)(b) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, art. 4

Modifications etc. (not altering text)

- C1** S. 28(1) modified (24.4.2009 for specified purposes, 31.10.2009 in so far as not already in force) by The Armed Forces Act 2006 (Transitional Provisions etc) Order 2009 (S.I. 2009/1059), art. 1(3), **Sch. 1 para. 49**

Commencement Information

- I1** S. 28 in force at 14.10.2005 by S.I. 2005/2861, **art. 2**

Changes to legislation:

There are currently no known outstanding effects for the Armed Forces Act 2001, Section 28.