



Armed Forces Act 2006

2006 CHAPTER 52

First Group of Parts Discipline

PART 8

SENTENCING POWERS AND MANDATORY ETC SENTENCES

CHAPTER 3

SUSPENDED SENTENCE OF SERVICE DETENTION

193 Activation by CO of suspended sentence of service detention

- (1) This section applies in relation to a suspended sentence of service detention passed on an offender by an officer or the Summary Appeal Court.
- (2) If—
 - (a) an officer records a finding that a charge against the offender in respect of an offence committed during the operational period of the suspended sentence is proved, or
 - (b) the offender is convicted of an offence in the British Islands which was committed during that operational period, and subsequently appears before his commanding officer,the officer may (subject to section 194) make an order under subsection (3).
- (3) An order under this subsection is an order—
 - (a) that the suspended sentence shall take effect with the original term unaltered; or
 - (b) that the suspended sentence shall take effect with the substitution of a lesser term for the original term.
- (4) An order under subsection (3) may provide either—
 - (a) that the suspended sentence shall take effect immediately; or

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- (b) that the suspended sentence shall take effect from the end of another sentence of service detention which has been passed on the offender on a previous occasion or which the officer passes on the offender on the same occasion as he makes the order.
- (5) Any provision included by virtue of subsection (4) in an order made by an officer has effect subject to section 292 (postponement of commencement of suspended sentence on activation by CO).