

**Changes to legislation:** Criminal Justice and Immigration Act 2008, Cross Heading: *Interim hospital orders* is up to date with all changes known to be in force on or before 29 March 2019. 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)

## SCHEDULES

### SCHEDULE 25

#### AMENDMENTS TO ARMED FORCES LEGISLATION

##### PART 1

#### COURTS-MARTIAL (APPEALS) ACT 1968

##### *Interim hospital orders*

- 3 Section 16(5) (effect of interim hospital order made by Appeal Court) is omitted.

**Annotations:**

**Commencement Information**

- II** Sch. 25 para. 3 in force at 31.10.2009 by S.I. 2009/1028, art. 2(a)

- 4 Section 25B(3) (as substituted by the Armed Forces Act 2006) (effect of interim hospital order made by Appeal Court) is omitted.

**Annotations:**

**Commencement Information**

- I2** Sch. 25 para. 4 in force at 31.10.2009 by S.I. 2009/1028, art. 2(a)

- 5 Before section 36 (but after the cross-heading preceding it) insert—

**“35A Effect of interim hospital orders**

- (1) This section applies where the Appeal Court—
- (a) make an interim hospital order by virtue of any provision of this Part, or
  - (b) renew an interim hospital order so made.
- (2) The Court Martial shall be treated for the purposes of section 38(7) of the Mental Health Act 1983 (absconding offenders) as the court that made the order.”

**Annotations:**

**Commencement Information**

- I3** Sch. 25 para. 5 in force at 31.10.2009 by S.I. 2009/1028, art. 2(a)

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- 6 In section 36 (powers of Court under Part 2 which are exercisable by single judge), in subsection (1) after paragraph (h) insert—
- “(ha) to renew an interim hospital order made by them by virtue of any provision of this Part;”.

**Annotations:**

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**Commencement Information**

**I4** Sch. 25 para. 6 in force at 31.10.2009 by S.I. 2009/1028, art. 2(a)

**Changes to legislation:**

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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):

- Sch. 7 para. 5A and cross-heading inserted by [2008 c. 25 Sch. 1 para. 90\(3\)](#)