

Armed Forces Act 2011

2011 CHAPTER 18

Other amendments and repeals

24 Byelaws for service purposes

(1) In section 2 of the Military Lands Act 1900 (sea byelaws)-

- (a) in subsection (2), omit paragraph (b) of the proviso;
- (b) after subsection (2) insert—

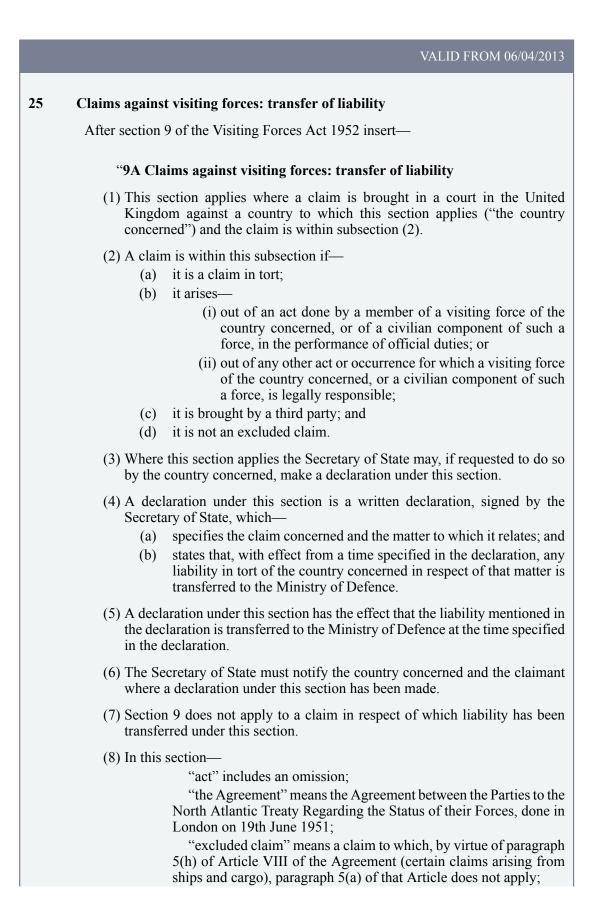
"(2A) Before making any such byelaws the Secretary of State must-

- (a) take all reasonable steps to ascertain whether the byelaws would injuriously affect any public rights; and
- (b) be satisfied, in relation to every public right that the Secretary of State considers would be injuriously affected by the byelaws—
 - (i) that a restriction of the right is required for the safety of the public or for the requirements of the military purpose for which the area to which the byelaws apply is used; and
 - (ii) that the restriction of the right imposed by the byelaws is only to such extent as is reasonable in all the circumstances of the case.";
- (c) omit subsection (3).
- (2) In section 17(1) of the Military Lands Act 1892 (notice of byelaws), for the words from "necessary" to the end substitute " appropriate ".

Commencement Information

I1 S. 24 in force at 8.3.2012 by S.I. 2012/669, art. 3(a)

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"third party" means a person other than a member of a visiting force of the country concerned or of a civilian component of such a force;

- "tort" includes delict.
- (9) It is immaterial for the purposes of this section whether the country concerned is the only defendant in relation to the claim mentioned in subsection (1)."

26 Judge advocates sitting in civilian courts

Schedule 2 (which makes provision enabling judge advocates to sit in the Crown Court and magistrates' courts) has effect.

Commencement Information

I2 S. 26 in force at 2.4.2012 by S.I. 2012/669, art. 4(c)

27 Repeal of Naval Medical Compassionate Fund Act 1915

The Naval Medical Compassionate Fund Act 1915 ceases to have effect.

Commencement Information

I3 S. 27 in force at 2.4.2012 by S.I. 2012/669, art. 4(a)

28 Call out of reserve forces

In section 56 of the Reserve Forces Act 1996 (call out for certain operations), after subsection (1) insert—

"(1A) Where-

- (a) work is approved in accordance with instructions issued by the Defence Council under the Defence (Armed Forces) Regulations 1939 as being urgent work of national importance, and
- (b) the Defence Council have by order under those Regulations authorised members of any forces to be temporarily employed in such work,

the Secretary of State may make an order authorising the calling out of members of a reserve force for the purposes of carrying out such work."

29 Minor amendments of service legislation

Schedule 3 (minor amendments of service legislation) has effect.

Commencement Information

I4 S. 29 in force in so far as not already in force at 2.4.2012 by S.I. 2012/669, art. 4(d)

I5 S. 29 in force for specified purposes at 8.3.2012 by S.I. 2012/669, art. 3(e)

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30 Consequential amendments and repeals

(1) Schedule 4 (consequential amendments) has effect.

(2) Schedule 5 (repeals and revocations) has effect.

- I6 S. 30(1) in force for specified purposes at 2.4.2012 by S.I. 2012/669, art. 4(e)
- I7 S. 30(1) in force for specified purposes at 8.3.2012 by S.I. 2012/669, art. 3(f)
- **I8** S. 30(2) in force for specified purposes at 2.4.2012 by S.I. 2012/669, **art. 4(f)**
- I9 S. 30(2) in force for specified purposes at 8.3.2012 by S.I. 2012/669, art. 3(g)

Status:

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Changes to legislation:

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