

## 1975 No. 1086

## DEFENCE

**The Imprisonment and Detention (Army) (Amendment)  
Rules 1975**

<i>Made</i> - - - -	<i>27th June 1975</i>
<i>Laid before Parliament</i>	<i>10th July 1975</i>
<i>Coming into Operation</i>	<i>1st August 1975</i>

The Secretary of State, in exercise of the powers conferred upon him by sections 119, 122, 123, 124, 126, 127 and 129 of the Army Act 1955(a), and section 52 of the Courts-Martial (Appeals) Act 1968(b) and of all other powers enabling him in that behalf, hereby makes the following Rules:—

*Citation, Commencement and Interpretation*

1.—(1) These Rules may be cited as the Imprisonment and Detention (Army) (Amendment) Rules 1975 and shall come into operation on 1st August 1975.

(2) The Interpretation Act 1889(c) shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

(3) In these Rules, “the Principal Rules” means the Imprisonment and Detention (Army) Rules 1956(d), as amended(e).

*Amendments to the Principal Rules*

2.—(1) In Rule 46(2) of the Principal Rules the words “(other than a soldier undergoing restricted diet as a punishment)” shall be deleted.

(2) In Rule 48 of the Principal Rules—

(a) for paragraph (1) there shall be substituted—

“(1) A soldier under sentence in Stage I shall be allowed to write two letters every week during his sentence in a military establishment.”;

(b) In paragraph (2) after the words at the end “soldier under sentence” there shall be added “in Stage I. These items shall not be issued free of expense to the soldier under sentence in any other Stage in a Military Corrective Training Centre”.

(3) The following Rules of the Principal Rules shall be deleted—Rules 69(2)(b) and (c), 69(4), 70(a), 71(3)(b) and (c), 73, 74, 75 and 76.

(4) In Rule 101 of the Principal Rules there shall be added at the end the following paragraph:—

“(3) The following privileges or concessions which are available to other soldiers under sentence shall not apply to a soldier in

(a) 1955 c. 18.

(b) 1968 c. 20.

(c) 1889 c. 63.

(d) S.I. 1956/1914 (1956 I, p. 310).

(e) The relevant amending Instrument is S.I. 1962/2387 (1962 III, p. 3291).

Stage II of his sentence in a Military Corrective Training Centre, namely free postage, free cigarettes or sweets and chocolates, or the free issue of toilet requirements, cleaning and writing materials.”

(5) In Rule 102 of the Principal Rules—

(a) in sub-paragraph (2)(g) there shall be deleted all words from “Except for one each week” to the end of that sub-paragraph;

(b) for paragraph (3) there shall be substituted

“(3) The following privileges or concessions which are available to other soldiers under sentence shall not apply to a soldier in Stage III of his sentence in a Military Corrective Training Centre, namely free postage, free cigarettes or sweets and chocolates, or the free issue of toilet requirements, cleaning and writing materials.”

(6) For Rule 103(3) there shall be substituted—

“(3) A soldier under sentence in a detention wing may be granted parole twice during the last month of his sentence.”

(7) In Rule 104(3) of the Principal Rules for the words “Rules 69, sub-paragraphs (b), (c), (d) and (g), and Rules 73 to 76 inclusive” there shall be substituted the words “Rule 69(2) sub-paragraphs (d) and (g)”.

(8) In the Second Schedule of the Principal Rules at paragraph (3) thereof all the words following the word “included” shall be deleted, and a full stop shall be substituted for the comma.

Dated this 27th day of June 1975.

*Roy Mason,*  
One of Her Majesty's  
Principal Secretaries of State.

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#### EXPLANATORY NOTE

*(This Note is not part of the Rules.)*

These Rules further amend the Imprisonment and Detention (Army) Rules 1956 mainly by removing from them any provision for Restricted Diet to be awarded as a punishment, by increasing the number of letters that a soldier in Stage I of his sentence at a Military Establishment may write from one to two a week and by removing from them any entitlement for a soldier in Stage II or III of his sentence to receive free issues of cigarettes, sweets or chocolates, toilet requirements, cleaning and writing materials now that he receives a special rate of pay to cover their purchase. The Rules are also amended so as to provide that a soldier under sentence in a detention wing of a Military Establishment may be granted parole twice during the last month of his sentence.



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