

STATUTORY INSTRUMENTS

1983 No. 717

DEFENCE

Courts-Martial and Standing Civilian Courts (Additional Powers on Trial of Civilians) (Amendment) Regulations 1983

Made - - - - 11th May 1983

Laid before Parliament 12th May 1983

Coming into Operation in accordance with Regulation 1

The Secretary of State in exercise of the powers conferred on him by paragraph 17 of Schedule 5A to the Army Act 1955 (a), paragraph 17 of Schedule 5A to the Air Force Act 1955 (b) and paragraph 17 of Schedule 4A to the Naval Discipline Act 1957 (c) and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Courts-Martial and Standing Civilian Courts (Additional Powers on Trial of Civilians) (Amendment) Regulations 1983 and shall come into operation on such date as section 58 of the Criminal Justice Act 1982 (d) comes into force.

Interpretation

2. In these Regulations, “the Principal Regulations” means the Courts-Martial and Standing Civilian Courts (Additional Powers on Trial of Civilians) Regulations 1977 (e).

Amendment

3. The Principal Regulations shall be amended as follows:—

In the form of Custodial Order contained in Part 1 of Schedule 2 to the Principal Regulations and in Note 9 thereto there shall be deleted the word “maximum”.

Dated this 11th day of May 1983.

Michael Heseltine,
Secretary of State for Defence.

(a) 1955 c.18.

(b) 1955 c.19.

(c) 1957 c.53.

(d) 1982 c.48.

(e) S.I. 1977/87, to which there are amendments not relevant to these Regulations.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Courts-Martial and Standing Civilian Courts (Additional Powers on Trial of Civilians) Regulations 1977, and are consequential upon the passing of the Criminal Justice Act 1982. Section 58 of and Schedule 8 to that Act have amended paragraph 10 of Schedule 5A to the Army Act 1955 and to the Air Force Act 1955 and Schedule 4A to the Naval Discipline Act 1957 (custodial orders in respect of young civilian offenders) to provide that any custodial order made shall be expressed as being for a fixed period and not a maximum period as heretofore, thereby requiring minor amendments to the form of Custodial Order in the Principal Regulations.

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