

**Changes to legislation:** *Rehabilitation of Offenders (Northern Ireland) Order 1978, SCHEDULE is up to date with all changes known to be in force on or before 11 April 2024. 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) View outstanding changes*

<sup>F1</sup>SCHEDULE **N.I.**

<sup>F2</sup>Article 7]: SERVICE DISCIPLINARY CONVICTIONS

<b>F1</b>	1996 c. 46
<b>F2</b>	1996 c. 46

1. Any conviction for an offence mentioned in this Schedule is a conviction referred to in<sup>F3</sup> Article 7(6)(bb) (convictions to be disregarded for the purposes of extending a period of rehabilitation following subsequent conviction).]

<b>F3</b>	1996 c. 46
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*Provisions of the Army Act 1955 and the Air Force Act 1955*

2. Any offence under any of the provisions of the Army Act 1955 or the Air Force Act 1955 listed in the first column of the following table:—

<sup>F4</sup> Provision]	<sup>F4</sup> Subject#matter]
<sup>F4</sup> Section 29]	<sup>F4</sup> Offences by or in relation to sentries, persons on watch etc.]
<sup>F4</sup> Section 29A]	<sup>F4</sup> Failure to attend for duty, neglect of duty etc.]
<sup>F4</sup> Section 33]	<sup>F4</sup> Insubordinate behaviour.]
<sup>F4</sup> Section 34]	<sup>F4</sup> Disobedience to lawful commands.]
<sup>F4</sup> Section 34A]	<sup>F4</sup> Failure to provide a sample for drug testing.]
<sup>F4</sup> Section 35]	<sup>F4</sup> Obstruction of provost officers.]
<sup>F4</sup> Section 36]	<sup>F4</sup> Disobedience to standing orders.]
<sup>F4</sup> Section 38]	<sup>F4</sup> Absence without leave.]
<sup>F4</sup> Section 39]	<sup>F4</sup> Failure to report or apprehend deserters or absentees.]
<sup>F4</sup> Section 42]	<sup>F4</sup> Malingering.]
<sup>F4</sup> Section 43]	<sup>F4</sup> Drunkenness.]
<sup>F4</sup> Section 43A]	<sup>F4</sup> Fighting, threatening words etc.]
<sup>F4</sup> Section 44]	<sup>F4</sup> Damage to, and loss of, public or service property etc.]
<sup>F4</sup> Section 44A]	<sup>F4</sup> Damage to, and loss of, Her Majesty's aircraft or aircraft material.]
<sup>F4</sup> Section 44B]	<sup>F4</sup> Interference etc. with equipment, messages or signals.]

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[ <sup>F4</sup> Section 45]	[ <sup>F4</sup> Misapplication and waste of public or service property.]
[ <sup>F4</sup> Section 46]	[ <sup>F4</sup> Offences relating to issues and decorations.]
[ <sup>F4</sup> Section 47]	[ <sup>F4</sup> Billeting offences.]
[ <sup>F4</sup> Section 48]	[ <sup>F4</sup> Offences in relation to requisitioning of vehicles.]
[ <sup>F4</sup> Section 50]	[ <sup>F4</sup> Inaccurate certification.]
[ <sup>F4</sup> Section 51]	[ <sup>F4</sup> Low flying.]
[ <sup>F4</sup> Section 52]	[ <sup>F4</sup> Annoyance by flying.]
[ <sup>F4</sup> Section 54]	[ <sup>F4</sup> Permitting escape, and unlawful release of prisoners.]
[ <sup>F4</sup> Section 55]	[ <sup>F4</sup> Resistance to arrest.]
[ <sup>F4</sup> Section 56]	[ <sup>F4</sup> Escape from confinement.]
[ <sup>F4</sup> Section 57]	[ <sup>F4</sup> Offences in relation to courts#martial.]
[ <sup>F4</sup> Section 61]	[ <sup>F4</sup> Making of false statements on enlistment.]
[ <sup>F4</sup> Section 62]	[ <sup>F4</sup> Making of false documents.]
[ <sup>F4</sup> Section 63]	[ <sup>F4</sup> Offences against civilian population.]
[ <sup>F4</sup> Section 69]	[ <sup>F4</sup> Conduct to prejudice of military discipline or air#force discipline.]

**F4**    [1996 c. 46](#)

3. Any offence under section 68 (attempt to commit military offence) or 68A (aiding and abetting etc., and inciting, military offence) of the Army Act 1955 in relation to an offence under any of the provisions of that Act listed in paragraph 2.

4. Any offence under section 68 (attempt to commit air-force offence) or 68A (aiding and abetting etc., and inciting, air-force offence) of the Air Force Act 1955 in relation to an offence under any of the provisions of that Act listed in paragraph 2.

*Provisions of the Naval Discipline Act 1957*

5. Any offence under any of the provisions of the Naval Discipline Act 1957 listed in the first column of the following table:—

[ <sup>F5</sup> Provision]	[ <sup>F5</sup> Subject#matter]
[ <sup>F5</sup> Section 6]	[ <sup>F5</sup> Offences by or in relation to sentries, persons on watch etc.]
[ <sup>F5</sup> Section 7]	[ <sup>F5</sup> Failure to attend for duty, neglect of duty etc.]

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[ <sup>F5</sup> Section 11]	[ <sup>F5</sup> Insubordinate behaviour.]
[ <sup>F5</sup> Section 12]	[ <sup>F5</sup> Disobedience to lawful commands.]
[ <sup>F5</sup> Section 12A]	[ <sup>F5</sup> Failure to provide a sample for drug testing.]
[ <sup>F5</sup> Section 13]	[ <sup>F5</sup> Fighting, threatening words etc.]
[ <sup>F5</sup> Section 14]	[ <sup>F5</sup> Obstruction of provost officers.]
[ <sup>F5</sup> Section 14A]	[ <sup>F5</sup> Disobedience to standing orders.]
[ <sup>F5</sup> Section 17]	[ <sup>F5</sup> Absence without leave etc.]
[ <sup>F5</sup> Section 18]	[ <sup>F5</sup> Failure to report deserters and absentees.]
[ <sup>F5</sup> Section 21]	[ <sup>F5</sup> Low flying.]
[ <sup>F5</sup> Section 22]	[ <sup>F5</sup> Annoyance by flying.]
[ <sup>F5</sup> Section 25]	[ <sup>F5</sup> Inaccurate certification.]
[ <sup>F5</sup> Section 27]	[ <sup>F5</sup> Malingering.]
[ <sup>F5</sup> Section 28]	[ <sup>F5</sup> Drunkenness.]
[ <sup>F5</sup> Section 29]	[ <sup>F5</sup> Damage to, and loss of, public or service property etc.]
[ <sup>F5</sup> Section 29A]	[ <sup>F5</sup> Damage to, and loss of, Her Majesty's aircraft or aircraft material.]
[ <sup>F5</sup> Section 29B]	[ <sup>F5</sup> Interference etc. with equipment, messages or signals.]
[ <sup>F5</sup> Section 30]	[ <sup>F5</sup> Misapplication and waste of public or service property.]
[ <sup>F5</sup> Section 31]	[ <sup>F5</sup> Offences relating to issues and decorations.]
[ <sup>F5</sup> Section 32]	[ <sup>F5</sup> Billeting offences.]
[ <sup>F5</sup> Section 33]	[ <sup>F5</sup> Offences in relation to the requisitioning of vehicles etc.]
[ <sup>F5</sup> Section 33A]	[ <sup>F5</sup> Permitting escape, and unlawful release of prisoners.]
[ <sup>F5</sup> Section 33B]	[ <sup>F5</sup> Resistance to arrest.]
[ <sup>F5</sup> Section 33C]	[ <sup>F5</sup> Escape from confinement.]
[ <sup>F5</sup> Section 34A]	[ <sup>F5</sup> False statements on entry.]
[ <sup>F5</sup> Section 35]	[ <sup>F5</sup> Falsification of documents.]
[ <sup>F5</sup> Section 35A]	[ <sup>F5</sup> Offences against civilian population.]
[ <sup>F5</sup> Section 38]	[ <sup>F5</sup> Offences in relation to courts-martial.]
[ <sup>F5</sup> Section 39]	[ <sup>F5</sup> Conduct to the prejudice of naval discipline.]

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**F5** 1996 c. 46

**6.** Any offence under section 40 (attempt to commit naval offence) or 41 (aiding and abetting etc., and inciting, naval offence) of the Naval Discipline Act 1957 in relation to an offence under any of the provisions of that Act listed in paragraph 5.

*[<sup>F6</sup>Provisions of the Armed Forces Act 2006*

**F6** Sch. para. 7 and cross-heading added (28.3.2009 for certain purposes, otherwise 31.10.2009) by [Armed Forces Act 2006 \(c. 52\), ss. 378\(1\), 383\(2\), Sch. 16 para. 87](#) (with savings by [Armed Forces Act 2006 \(Transitional Provisions etc\) Order 2009 \(S.I. 2009/1059\), Sch. 1 para. 17](#)); S.I. 2009/812, [art. 3\(a\)\(b\)](#); S.I. 2009/1167, [art. 4](#)

**7** Any service offence within the meaning of the Armed Forces Act 2006 except one punishable in the case of an offender aged 18 or over with imprisonment for more than two years.]

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**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

- Act amended by [1996 c. 46 s.14](#)
- Act amended by [1996 c. 46 s.14](#)

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art.4(2)-(4) revoked by [1996 c. 46 s.35\(2\)Sch.7 Pt.III](#)
- art.4(2)-(4) revoked by [1996 c. 46 s.35\(2\)Sch.7 Pt.III](#)
- art.7(7) revoked by [1996 c. 46 s.35\(2\)Sch.7 Pt.III](#)
- art.7(7) revoked by [1996 c. 46 s.35\(2\)Sch.7 Pt.III](#)