



# Rehabilitation of Offenders Act 1974

## 1974 CHAPTER 53

[<sup>F1</sup>  
<sub>F2</sub>51]

### **Disclosure period: service disciplinary orders**

- (1) Where, in respect of a conviction, a service community order, or an overseas community order, under the Armed Forces Act 2006 was made, the disclosure period applicable to the sentence is—
  - (a) where the person was 18 years of age or older at the date of the conviction, 5 years from the date of the conviction,
  - (b) where the person was under 18 years of age at the date of the conviction, whichever is the longer of—
    - (i) 2½ years from the date of the conviction,
    - (ii) a period beginning with that date and ending when the order in question ceases or ceased to have effect.
- (2) Where, in respect of a conviction, a community supervision order under schedule 5A of the Army Act 1955 or the Air Force Act 1955 or under schedule 4A of the Naval Discipline Act 1957 was imposed, the disclosure period applicable to the sentence is whichever is the longer of—
  - (a) 1 year from the date of the conviction,
  - (b) a period beginning with that date and ending when the order ceases or ceased to have effect.
- (3) Where, in respect of a conviction, an order under section 211 of the Armed Forces Act 2006 was made in respect of a person, the disclosure period applicable to the sentence is—
  - (a) where the person was 15 years of age or older at the date of the conviction—
    - (i) 5 years if the order was for a term exceeding 6 months,
    - (ii) 3½ years if the order was for a term of 6 months or less,
  - (b) where the person was under 15 years of age at the date of the conviction, a period beginning with that date and ending 1 year after the date on which the order ceases to have effect.]]

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**Changes to legislation:** Rehabilitation of Offenders Act 1974, Section 51 is up to date with all changes known to be in force on or before 09 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](#)

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### Textual Amendments

- F1** Words substituted by [Criminal Justice \(Scotland\) Act 1980 \(c. 62, SIF 39:1\)](#), **Sch. 7 para. 24(a)(ii)**
- F2** S. 51 inserted (S.) (30.11.2020) by [Management of Offenders \(Scotland\) Act 2019 \(asp 14\)](#), **ss. 28(2), 63(2)** (with s. 37); [S.S.I. 2020/245, reg. 2, sch.](#) (with reg. 3)

**Changes to legislation:**

Rehabilitation of Offenders Act 1974, Section 5I is up to date with all changes known to be in force on or before 09 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.

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**Changes and effects yet to be applied to :**

- s. 5I(1)(b) repealed by [2020 asp 13 sch. 5 para. 2\(7\)\(a\)](#)
- s. 5I(3)(a) word substituted by [2020 asp 13 sch. 5 para. 2\(7\)\(b\)\(i\)](#)
- s. 5I(3)(b) repealed by [2020 asp 13 sch. 5 para. 2\(7\)\(b\)\(ii\)](#)

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

- Act applied by [2017 anaw 2 s. 66\(10\)](#)

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

- s. 5(2AA) inserted by [2020 asp 13 sch. 5 para. 2\(2\)](#)
- s. 5J(1)(ba) inserted by [2020 asp 13 sch. 5 para. 2\(8\)\(a\)](#)
- s. 5J(1A)(1B) inserted by [2020 asp 13 sch. 5 para. 2\(8\)\(b\)](#)
- s. 8A(2)(aa)-(ad) substituted for s. 8A(2)(a) by [2022 c. 32 Sch. 11 para. 2\(a\)](#)
- s. 8B(1A)-(1E) inserted by [2011 asp 1 s. 187\(2\)\(a\)](#)
- Sch. 3 para. 1(1)(aa)(ab) inserted by [2011 asp 1 s. 187\(3\)](#)