



Reserve Forces Act 1980

1980 CHAPTER 9

PART II

CALL OUT AND RECALL

Call out for training

[^{F1}39 Application of s. 38.

(1) The persons to whom section 38 above applies are (subject to subsection (3) below)—

(a) any member of the [^{F2}Regular Reserve] or the Air Force Reserve who became such a member on or after 1st April 1967 otherwise than in consequence of his having enlisted in the regular army or the [^{F3}regular air force][^{F3}Royal Air Force] before that day;

(b) any member of the [^{F4}Army Reserve] who became such a member on or after 1st April 1967 by enlistment or re-engagement or by becoming an officer; and

^{F1}(c)

^{F1}(2)

^{F1}(3)]

Textual Amendments

F1 S. 39 repealed (1.4.1997 except for s. 39(1)(a)(b) the repeal of which is still *prosp.*) by 1996 c. 14, ss. 131(2), 132(4), **Sch. 11** (with s. 72(5)); S.I. 1997/305, **art. 2**

F2 Words in Act substituted (1.10.2014) by **Defence Reform Act 2014** (c. 20), **s. 44(3)(a)(4)50(1)** (with s. 49(3)(5)); S.I. 2014/2370, **art. 4(a)**

F3 Words in s. 39(1)(a) substituted (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by **Armed Forces Act 2006** (c. 52), s. 383(2), **Sch. 14 para. 15**; S.I. 2009/812, **art. 3(a)(b)** (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, **art. 4**

F4 Words in Act substituted (1.10.2014) by **Defence Reform Act 2014** (c. 20), **s. 44(3)(b)(4)50(1)** (with s. 49(3)(5)); S.I. 2014/2370, **art. 4(a)**

Changes to legislation:

Reserve Forces Act 1980, Section 39 is up to date with all changes known to be in force on or before 04 October 2023. 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.

[View outstanding changes](#)

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

- Act excluded (prosp.) by [1996 c. 14 s. 129\(2\)](#)
- Act modified (prosp.) by [1996 c. 14 s. 128Sch. 8 para. 4\(5\)](#)
- Act repealed (except s.048, 55, 130-138,140,151,156,157, 158) (prosp.) by [1996 c. 14 s. 131\(2\)Sch. 11](#)