

Changes to legislation: Armed Forces Act 1991, SCHEDULE 2 is up to date with all changes known to be in force on or before 29 March 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

SCHEDULES

SCHEDULE 2

Section 26.

MINOR AND CONSEQUENTIAL AMENDMENTS

Commencement Information

- II** Sch. 2 wholly in force at 01.01.1992 see s. 27(2) and [S.I. 1991/2719](#), [art. 2](#)

Removal of offender to United Kingdom before confirmation of sentence

F1

Textual Amendments

- F1** Sch. 2 para. 1 repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), [art. 4](#)

Power to impose imprisonment for default in payment of fines

F2

Textual Amendments

- F2** Sch. 2 para. 2 repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), [art. 4](#)

Evidence of child of tender years

- F3** (1) In section 93 of each of the 1955 Acts (administration of oaths)—
- (a) in the proviso to subsection (2) (which relates to the evidence of a child of tender years and the corroboration thereof) the words from “so however” to the end of the proviso shall be omitted; and
 - (b) after subsection (2) there shall be inserted the following subsection—
 - “(2A) Unsworn evidence admitted by virtue of the proviso to subsection (2) above may corroborate evidence (sworn or unsworn) given by any other person.”
- (2) In section 60 of the 1957 Act (administration of oaths)—
- (a) the proviso to subsection (3) (which relates to the corroboration of evidence given by a child of tender years) shall be omitted; and

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(b) after that subsection there shall be inserted the following subsection—

“(3A) Unsworn evidence admitted by virtue of subsection (3) above may corroborate evidence (sworn or unsworn) given by any other person.”

Textual Amendments

F3 Sch. 2 para. 3 repealed (E.W.) (1.10.1992) by [Criminal Justice Act 1991 \(c. 53\)](#), s. 101(2), [Sch.13](#); [S.I. 1992/333](#), art. 2(2), [Sch.2](#)

Rules of evidence

F44

Textual Amendments

F4 Sch. 2 paras. 4-7 repealed (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. 17](#); [S.I. 2009/812](#), art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), art. 4

Finality of trials

F45

Textual Amendments

F4 Sch. 2 paras. 4-7 repealed (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. 17](#); [S.I. 2009/812](#), art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), art. 4

Enactments requiring fiat of Attorney General etc. in connection with proceedings

F46

Textual Amendments

F4 Sch. 2 paras. 4-7 repealed (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. 17](#); [S.I. 2009/812](#), art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), art. 4

Recognizance by parent or guardian on conviction of civilian under 17

F47

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Textual Amendments

- F4** Sch. 2 paras. 4-7 repealed (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. 17](#); S.I. 2009/812, art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#)); S.I. 2009/1167, art. 4

Power of Courts-Martial Appeal Court to order retrial

- 8 In section 19 of the ^{M1}Courts-Martial (Appeals) Act 1968 (power to authorise retrial in certain cases), in subsection (1) the words from “the appeal against conviction” to “and” shall be omitted.

Modifications etc. (not altering text)

- C1** Sch. 2 para. 8 restricted (*where an application for leave to appeal is lodged on or before 31.12.1991*) by [S.I. 1991/2719](#), [art. 3\(3\)](#)

Commencement Information

- I2** Sch. 2 wholly in force at 01.01.1992 see s. 27(2) and [S.I. 1991/2719](#), [art. 2](#)

Marginal Citations

- M1** 1968 c. 20.

Compensation orders

- 9 ^{F5}(1)
^{F6}(2)
^{F7}(3)
- (4) In Schedule 7 to the Criminal Justice Act 1988 (compensation payable by Criminal Injuries Compensation Board), in paragraph 13 (reduction of compensation by reference to damages etc.) at the end of sub-paragraph (b) there shall be inserted—
- “ or
- (c) any order under paragraph 11 (compensation orders) of Schedule 5A to the Army Act 1955, of Schedule 5A to the Air Force Act 1955 or of Schedule 4A to the Naval Discipline Act 1957; or
- (d) any award of stoppages under any of the Acts referred to in sub-paragraph (c) above”.

Textual Amendments

- F5** Sch. 2 para. 9(1) repealed (25.8.2000) by [2000 c. 6](#), ss. 165(4), 168(1), [Sch. 12 Pt. I](#) (with [Sch. 11 paras. 1, 2](#))
- F6** Sdch. 2 para. 9(2) repealed (1.4.1996) by [1995 c. 40](#), ss. 6, 7(2), [Sch. 5](#) (with [Sch. 3 paras. 1, 3, 6](#))
- F7** Sch. 2 para. 9(3) repealed (9.1.1995) by [S.I. 1994/2795 \(N.I. 15\)](#), [art. 26\(2\)](#), [SCh. 3 Pt. I](#) (with art. 25); [S.R. 1994/446](#), [art. 2](#)

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Commencement Information

I3 Sch. 2 wholly in force at 1.1.1992 see s. 27(2) and [S.I. 1991/2719, art. 2](#)

Powers of Standing Civilian Courts

F8¹⁰

Textual Amendments

F8 Sch. 2 para. 10 repealed (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. 17](#); [S.I. 2009/812, art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167, art. 4](#)

Removal or amendment of spent or obsolete expressions

F9¹¹

Textual Amendments

F9 Sch. 2 para. 11 repealed (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. 17](#); [S.I. 2009/812, art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167, art. 4](#)

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

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

- s. 17(4)(dc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 11](#)
- s. 18(7)(dc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 12](#)
- s. 20(8)(cc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 13](#)
- s. 22A(7)(cc) inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 14](#)