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## SCHEDULES

### SCHEDULE 10

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Air Force Act 1955 (c. 19)*

- 9 (1) Section 205(1) (persons subject to air-force law) of the Air Force Act 1955 shall be amended as follows.
- (2) Paragraph (c) shall cease to have effect.
- (3) For paragraph (f) there shall be substituted the following paragraphs—
- “(f) every officer of the air force reserve or Royal Auxiliary Air Force who is not a special member;
  - (ff) every officer of the air force reserve or Royal Auxiliary Air Force who is a special member, when in permanent service, in full-time service or undertaking any training or duty (whether in pursuance of an obligation or not);”.
- (4) In paragraph (h), for the words from “called” to the end there shall be substituted the words “in permanent service, in full-time service or undertaking any training or duty (whether in pursuance of an obligation or not) or when serving on the permanent staff of the air force reserve;”.
- (5) In paragraph (i), for the words from “embodied” to “parades” there shall be substituted the words “in permanent service, in full-time service, called out for home defence service or undertaking any training or duty”.
- 10 For subsection (3) of section 205 of that Act there shall be substituted the following subsection—
- “(3) In this section—
- “air forces commission” means a commission in the Royal Air Force, the air force reserve or the Royal Auxiliary Air Force;
  - “full-time service” means service under a commitment entered into under section 24 of the Reserve Forces Act 1996;
  - “permanent service” means permanent service on call out under any provision of the Reserve Forces Act 1980, the Reserve Forces Act 1996 or any other call-out obligations of an officer;
  - “special member” has the same meaning as in the Reserve Forces Act 1996.”
- 11 (1) Section 210 (application of Act to reserve forces) of that Act shall be amended as follows.
- (2) In subsection (1)—
- (a) for paragraph (a) there shall be substituted the following paragraph—

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- “(a) officers of the air force reserve when in permanent service, in full-time service or undertaking any training or duty (whether in pursuance of an obligation or not) or when serving on the permanent staff of the air force reserve,”; and
- (b) for paragraph (c) there shall be substituted the following paragraph—
- “(c) officers of the Royal Auxiliary Air Force when in permanent service, in full-time service, called out for home defence service or undertaking any training or duty (whether in pursuance of an obligation or not) or when serving on the permanent staff of the Royal Auxiliary Air Force,”.
- (3) For subsection (2) there shall be substituted the following subsection—
- “(2) Subsection (4) of section 17 shall apply to warrant officers, non-commissioned officers and men of the air force reserve and the Royal Auxiliary Air Force as if the references to forfeited service were references to a period of permanent service or, as the case may be, of service as a member of the force concerned, which is to be disregarded under section 98(6) of the Reserve Forces Act 1996.”
- (4) For subsections (4) and (5) there shall be substituted the following subsections—
- “(4) The provisions of this Act mentioned in subsection (4A) below shall apply to officers, warrant officers, non-commissioned officers and men of the air force reserve and the Royal Auxiliary Air Force only when they are in permanent service, in full-time service, called out for home defence service or serving on the permanent staff of the air force reserve or the Royal Auxiliary Air Force.
- (4A) The provisions referred to in subsection (4) above are—
- (a) sections 150 to 153 of this Act;
- (b) except insofar as they may be applied by regulations made under section 103(2) of the Reserve Forces Act 1996, the provisions of Part II of this Act relating to the award of stoppages and sections 144 to 149 of this Act.”
- (5) For subsection (6) there shall be substituted the following subsection—
- “(6) Section 182 of this Act shall not apply at any time to officers, warrant officers, non-commissioned officers or men of the Royal Auxiliary Air Force.”
- (6) For subsection (8) there shall be substituted the following subsection—
- “(8) An officer of the air force reserve or the Royal Auxiliary Air Force may be attached temporarily to any of Her Majesty’s naval or military forces whether or not he is in permanent service but, if not in permanent service, shall not be so attached except with his consent.”
- (7) After subsection (8) there shall be inserted the following subsection—
- “(9) In this section—
- “full-time service” means service under a commitment entered into under section 24 of the Reserve Forces Act 1996;

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“permanent service” means permanent service on call out under any provision of the Reserve Forces Act 1980, the Reserve Forces Act 1996 or any other call-out obligations of an officer.”