



Armed Forces Act 1996

1996 CHAPTER 46

Rehabilitation of service offenders

13 Application of Rehabilitation of Offenders Act 1974.

- (1) The ^{M1}Rehabilitation of Offenders Act 1974 shall be amended as follows.
- (2) In section 2 (rehabilitation of persons dealt with in service disciplinary proceedings), subsections (2) to (4) shall cease to have effect.
- (3) [^{F1}In section 6 (the rehabilitation period)—
 - (a) in subsection (6) the words “Subject to subsection (7) below” shall cease to have effect; and
 - (b) after subsection (6)(b) there shall be inserted the following paragraph—

“(bb) any conviction in service disciplinary proceedings for an offence listed in the Schedule to this Act;”;

and
 - (c) in subsection (7) for the words “Notwithstanding subsection (6) above” there shall be substituted the words “ Except as provided by subsection (6)(bb) above ”.]
- (4) [^{F1}The provisions set out in Schedule 4 to this Act shall be inserted as the Schedule to the ^{M2}Rehabilitation of Offenders Act 1974.]
- (5) The Rehabilitation of Offenders Act 1974 shall apply to convictions before the commencement date as if the amendments made by this section had always had effect; but this subsection does not apply to convictions to which section 2(1) of that Act applied before that date.
- (6) Where by virtue of subsection (5) above a rehabilitation period applicable to a conviction would have ended before the commencement date, the individual concerned shall (subject to section 1(2) of the Rehabilitation of Offenders Act 1974) be treated as a rehabilitated person in respect of the conviction, and the conviction shall be regarded as spent, on and after that date.
- (7) In this section “the commencement date” means the date on which this section comes into force.

Changes to legislation: There are currently no known outstanding effects for the Armed Forces Act 1996, Section 13. (See end of Document for details)

Textual Amendments

- F1** S. 13(3)(4) repealed (E.W.) (10.3.2014) by [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 25 Pt. 2](#) (with s. 141(1)-(6)); S.I. 2014/423, art. 2(c) (with art. 3); S.I. 2014/423, art. 2(c) (with art. 3)
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Marginal Citations

- M1** 1974 c. 53.
M2 1974 c. 53.

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