

Overseas Operations (Service Personnel and Veterans) Act 2021

CHAPTER 23

OVERSEAS OPERATIONS (SERVICE PERSONNEL AND VETERANS) ACT 2021

PART 1

RESTRICTIONS ON PROSECUTION FOR CERTAIN OFFENCES

Presumption against prosecution

- 1 Prosecutorial decision regarding alleged conduct during overseas operations
- 2 Presumption against prosecution
- 3 Matters to be given particular weight
- 4 Section 3: supplementary

Consent to prosecution

5 Requirement of consent to prosecute

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- 6 "Relevant offence"
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PART 2

OVERSEAS OPERATIONS: LIMITATION PERIODS

- 8 Restrictions on time limits to bring actions: England and Wales
- 9 Restrictions on time limits to bring actions: Scotland

- 10 Restrictions on time limits to bring actions: Northern Ireland
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PART 3

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- 15 Short title

SCHEDULES

SCHEDULE 1 — Excluded offences for the purposes of section 6

PART 1 — CRIMINAL CONDUCT ETC UNDER ARMED FORCES LEGISLATION

- 1 Criminal conduct etc under armed forces legislation
- 2 Corresponding offences under law of England and Wales (including under repealed provisions)
- 3 An offence under section 1 of the Indecency with Children...
- 4 An offence under section 1(1) of the Genocide Act 1969...
- 5 An offence under section 54 of the Criminal Law Act...
- 6 An offence under section 1 of the Protection of Children...
- 7 An offence under section 160 of the Criminal Justice Act...
- 8 An offence under any provision of the Sexual Offences Act...
- 9 An offence under section 63 of the Criminal Justice and...
- 10 An offence under section 62 of the Coroners and Justice...
- 11 An offence under section 33 of the Criminal Justice and...
- 12 An offence under section 2 of the Modern Slavery Act...
- An offence at common law of outraging public decency.
- 14 An offence within any of paragraphs 18 to 20 (certain...
- 15 A reference in paragraphs 2 to 14 or paragraphs 30...
- 16 Interpretation etc

PART 2 — INTERNATIONAL CRIMINAL COURT ACT 2001

- 17 Excluded offences within this Part
- 18 England and Wales
- 19 An ancillary offence under the law of England and Wales...
- 20 An offence under subsection (1) of section 52 of the...
- 21 Northern Ireland
- 22 An ancillary offence under the law of Northern Ireland in...
- 23 An offence under subsection (1) of section 59 of the...
- 24 Interpretation

PART 3 — INTERNATIONAL CRIMINAL COURT (SCOTLAND) ACT 2001

- 25 An offence within any of paragraphs 26 to 28 is...
- 26 An offence under section 1(1) of the International Criminal Court...
- 27 An offence under section 2(1) of that Act (conduct ancillary...
- 28 An offence under subsection (3) of section 2 of that...
- 29 Interpretation

PART 4 — OTHER OFFENCES

- 30 An offence under section 134 of the Criminal Justice Act...
- 31 An offence under section 1(1) of the Geneva Conventions Act...

Status: This is the original version (as it was originally enacted).

PART 5 — PROVISIONS EXTENDING JURISDICTION IN RESPECT OF CERTAIN SEXUAL OFFENCES

- 32 Section 72 of the Sexual Offences Act 2003
- 33 Article 76 of the Sexual Offences (Northern Ireland) Order 2008 (S.I. 2008/1769 (N.I. 2))
- 34 Section 55 of the Sexual Offences (Scotland) Act 2009 (asp 9)
- Provisions superseded by provisions mentioned in paragraphs 32 to 34
- Where by virtue of section 16B of the Criminal Law...

SCHEDULE 2 — Limitation periods: England and Wales

PART 1 — COURT'S DISCRETION TO DISAPPLY TIME LIMITS

- 1 (1) Section 33 of the Limitation Act 1980 (discretionary exclusion... PART 2 RESTRICTION OF FOREIGN LIMITATION LAW
- 2 (1) The Foreign Limitation Periods Act 1984 is amended as...

SCHEDULE 3 — Limitation periods: Scotland

PART 1 — COURT'S POWER TO OVERRIDE TIME-LIMITS

- 1 (1) The Prescription and Limitation (Scotland) Act 1973 is amended... PART 2 RESTRICTION OF FOREIGN LIMITATION LAW
- 2 (1) The Prescription and Limitation (Scotland) Act 1973 is amended...

SCHEDULE 4 — Limitation periods: Northern Ireland

PART 1 — COURT'S DISCRETION TO DISAPPLY TIME LIMITS

- 1 (1) Article 50 of the Limitation (Northern Ireland) Order 1989...
 PART 2 RESTRICTION OF FOREIGN LIMITATION LAW
- 2 (1) The Foreign Limitation Periods (Northern Ireland) Order 1985 (S.I....