



Overseas Operations (Service Personnel and Veterans) Act 2021

2021 CHAPTER 23

PART 1

RESTRICTIONS ON PROSECUTION FOR CERTAIN OFFENCES

Presumption against prosecution

4 Section 3: supplementary

- (1) For the purposes of section 3(2)(b) and this section “relevant previous investigation” means an investigation into the alleged conduct which—
 - (a) was carried out by an investigating authority,
 - (b) has ceased to be active, and
 - (c) either did not lead to any decision as to whether or not the person should be charged with an offence, or led to a decision that the person should not be charged with any offence.
- (2) For the purposes of section 3(2)(b), where there has been at least one relevant previous investigation in relation to the alleged conduct, evidence—
 - (a) is not “new” if it has been taken into account in the relevant previous investigation (or in any of them);
 - (b) otherwise, is “new”.

Commencement Information

II S. 4 in force at 30.6.2021 by S.I. 2021/678, reg. 2

Changes to legislation:

There are currently no known outstanding effects for the Overseas Operations (Service Personnel and Veterans) Act 2021, Section 4.