



# Overseas Operations (Service Personnel and Veterans) Act 2021

## 2021 CHAPTER 23

### PART 1

#### RESTRICTIONS ON PROSECUTION FOR CERTAIN OFFENCES

##### *General*

#### **6 “Relevant offence”**

- (1) “Relevant offence” means any of the following (but with the exceptions set out in subsections (2) to (5))—
  - (a) an offence under section 42 of the Armed Forces Act 2006 (criminal conduct) or any provision mentioned in paragraph 1(2)(a) to (c) of Schedule 1 (provisions superseded by that section), and
  - (b) an offence punishable with a criminal penalty by the law of any part of the United Kingdom.
- (2) An offence is not a “relevant offence” if it is committed against an individual who at the time when the offence is committed is—
  - (a) a member of the regular or reserve forces,
  - (b) a member of a British overseas territory force,
  - (c) a Crown servant, or
  - (d) a defence contractor.
- (3) A service offence is not a “relevant offence” if it is an excluded offence by virtue of Part 1 of Schedule 1.
- (4) An offence punishable with a criminal penalty by the law of England and Wales, or of Northern Ireland, is not a “relevant offence” if it is an excluded offence in that part of the United Kingdom by virtue of Part 2 or 5 of Schedule 1.

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**Changes to legislation:** There are currently no known outstanding effects for the Overseas Operations (Service Personnel and Veterans) Act 2021, Section 6. (See end of Document for details)

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- (5) An offence punishable with a criminal penalty by the law of Scotland is not a “relevant offence” if it is an excluded offence in Scotland by virtue of Part 3 or 5 of Schedule 1.
- (6) An offence is not a “relevant offence” if it is an excluded offence by virtue of Part 4 of Schedule 1.

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**Commencement Information**

**II** S. 6 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 6.