

1972 No. 355

DEFENCE

**The Royal Air Force Terms of Service (Amendment)
Regulations 1972**

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| <i>Made</i> | - - - | <i>25th February 1972</i> |
| <i>Laid before Parliament</i> | | <i>16th March 1972</i> |
| <i>Coming into Operation</i> | | <i>1st May 1972</i> |

The Defence Council, in exercise of the powers conferred upon them by section 2 of the Armed Forces Act 1966^(a) and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation, Commencement and Interpretation

1.—(1) These Regulations may be cited as the Royal Air Force Terms of Service (Amendment) Regulations 1972 and shall come into operation on the 1st May 1972.

(2) The Interpretation Act 1889^(b) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

(3) In these Regulations “the Principal Regulations” means the Royal Air Force Terms of Service Regulations 1971^(c).

Amendments to the Principal Regulations

2.—(1) The following Regulation shall be substituted for Regulation 4 of the Principal Regulations:—

“4.—(1) Subject to Regulation 7, a person in air force service shall, at the end of the period of 9 years beginning with the relevant date and at any time thereafter, have the right exercisable in accordance with Regulation 6 to be transferred to the reserve or, in the case of a woman, to determine her service.

(2) Without prejudice to the generality of the preceding Regulation a person who has attained the age of 17 years 6 months may, after the commencement of these Regulations, be enlisted in the Royal Air Force for a term of not less than 3 years nor more than 9 years air force service from the relevant date with the right, subject to Regulation 7 and exercisable in accordance with Regulation 6, to be transferred to the reserve (or, in the case of a woman, to determine her service) at the end of the period of 3 years beginning with the date of the expiration of his period of training or at any time thereafter and a woman may be enlisted in air force service with the right to determine her service, subject to Regulation 7 and in accordance with the provisions of Regulation 6, at the end of the period of 4 years beginning with the date of her attestation or at any time thereafter.

(a) 1966 c. 45.

(c) S.I. 1971/510 (1971 I, p. 1500).

(b) 1889 c. 63.

(3) Subject to Regulation 7, a person who, after the commencement of these Regulations, enlists in the Royal Air Force under the age of 17 years 6 months for a term of air force service expiring on a date falling later than 3 years after the date of his attaining the age of 18 years shall have the right exercisable in accordance with Regulation 6 to be transferred to the reserve (or in the case of a woman, to determine her service) at the end of the period of 3 years beginning with the date of his attaining the age of 18 years or the date of the expiration of his period of training (including, where appropriate, such further period of service as is designated "Improver Service" at the time of attestation) whichever is the later, or at any time thereafter PROVIDED that the person in question has given notice in writing to his commanding officer not more than 28 days after his attaining the age of 18 years.

(4) Subject to Regulation 7, a person who, after the commencement of these Regulations, enlists in the Royal Air Force for a term of more than 12 years air force service shall have the right exercisable in accordance with Regulation 6 to determine his service at the end of the period of 12 years beginning with the relevant date or at any time thereafter."

(2) The following Regulation shall be substituted for Regulation 6 of the Principal Regulations:—

"6. A right to determine air force service and a right to be transferred to the reserve conferred by Regulation 4 shall be exercised by notice in writing given by the person in question to his commanding officer not less than 18 months before the expiration of the period at the end of which his service is to be determined or as the case may be he is to be transferred to the reserve."

(3) Regulation 8(1) of the Principal Regulations shall be amended by the substitution for the words "Regulation 4(3)" of the words "Regulation 4(1), (2) or (3)".

(4) The Principal Regulations shall have effect as though—

(a) the following provisions were omitted:—

(i) Regulation 3(3)

(ii) Regulation 9(3)

(iii) in Schedule 1, the words "Regulation 6(2)" in Column 1 and all the words opposite thereto in Columns 2 and 3 and the words "The Commander, Far East Air Force for persons enlisted in the R.A.F. (Malaya)" wherever they appear in Column 3;

(b) in Schedule 1, for the words "Air Officer Commanding R.A.F. Record and Pay Office", wherever they appear in Column 3, there were substituted the words "Director of Personnel Management 1 (R.A.F.)" and

(c) in Regulation 10(1), there were inserted immediately after the words "who has completed 22 years service" the words "in Her Majesty's forces".

Saving

3. The amendments effected by Regulation 2 in so far as they relate to the substituted Regulations 4(2), (3) and (4) of the Principal Regulations shall not affect the term of service (either as respects duration, or as respects liability

to air force service or any liability to serve in the reserve) for which any person who is in air force service immediately before the commencement of these Regulations is serving immediately before such commencement.

On behalf of the Defence Council,

Lambton,

D. Spotswood,

Members of the Defence Council.

Dated 25th February 1972.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Royal Air Force Terms of Service Regulations 1971 by conferring on all persons enlisted in the Royal Air Force at any time after 9 years a right to be transferred to the reserve (or, in the case of women, to determine service) provided 18 months prior notice is given to their commanding officer. Provision is also made for persons over the age of 17½ years to be enlisted in the Royal Air Force after the 1st May 1972 for not more than 9 years air force service with the right to be transferred to the reserve, or as the case may be, to determine service, at any time after 3 years from the end of training (for women on special enlistment the period is 4 years) on similar notice being given. Similar rights are conferred on these enlisting under that age provided they give notice of their intention to take them up within 28 days of reaching the age of 18. Persons may also, after giving 18 months notice, determine service at any time after 12 years.

Amendments are made to the competent air force authorities; to remove the restrictions on enlisting persons under the age of 17½ years for longer than 12 years and on the right to leave on notice for those who have extended their term of service; and to provide that service in any of H.M. Forces will be included in the 22 years service which an airman must complete to be eligible for continuance.

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