

1976 No. 1772

DEFENCE

The Rules of Procedure (Air Force) (Amendment) Rules 1976

<i>Made</i> - - - -	22nd October 1976
<i>Laid before Parliament</i>	8th November 1976
<i>Coming into Operation</i>	2nd December 1976

The Secretary of State in exercise of the powers conferred upon him by sections 103, 104, 105 and 106 of the Air Force Act 1955(a) and of all other powers enabling him in that behalf, hereby makes the following Rules:—

Citation and commencement

1. These Rules may be cited as the Rules of Procedure (Air Force) (Amendment) Rules 1976 and shall come into operation on 2nd December 1976.

Interpretation

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

Amendments to the Rules of Procedure (Air Force) 1972(c)

3. The Rules of Procedure (Air Force) 1972, as amended (d), shall be further amended in accordance with the Schedule to these Rules.

Fred Mulley,
One of Her Majesty's Principal
Secretaries of State.

Dated 22nd October 1976.

(a) 1955 c. 19.

(b) 1889 c. 63.

(c) S.I. 1972/419 (1972 I, p. 1506).

(d) There is no amendment which relates expressly to the subject matter of these Rules.

SCHEDULE

AMENDMENTS TO THE RULES OF PROCEDURE (AIR FORCE) 1972

1. In Part (2) of the Second Schedule (Statements of Offences), for the Statement of Offence relating to Section 44(2)(b) there shall be substituted:
- (2) (b) Being guilty of a { wilful } { act } { omission } } likely to cause { damage to } { public property } } contrary to section 44(2)(b) of { negligent } { the loss of } { Service property } } the Air Force Act 1955.
2. In Part (2) of the Second Schedule (Statements of Offences), for the Statement of Offence relating to Section 44A(1)(a) there shall be substituted:
- (1) (a) { Wilfully damaging } { aircraft } } belonging to Her Majesty contrary to section 44A(1)(a) of { Wilfully causing the loss of } { damage of } } { Being concerned in the wilful } { loss of } } { aircraft } { aircraft material } } the Air Force Act 1955.
3. In Part (2) of the Second Schedule (Statements of Offences), for the Statement of Offence relating to Section 47(a) there shall be substituted:
- (a) { Obtaining } { a person to obtain } } billets contrary to Section 47(a) of the Air Force Act 1955.
 { Ordering }
 { Procuring }
4. In Part (2) of the Second Schedule (Statements of Offences), for the Statement of Offence relating to Section 65(b) there shall be substituted:
- (b) { Striking } { a warrant officer } } of inferior rank or less seniority } contrary to section 65(b) of the Air Force Act 1955.
 { Ill treating } { a non-commissioned officer }
 { an airman }
5. In Part (2) of the Second Schedule (Statements of Offences), for the Statement of Offence relating to Section 17(1)(c) of the Air Force Reserve Act 1950(a), for "section 17(1)(a)" there shall be substituted "section 17(1)(c)".
6. In the Convening Orders for a [General] [District] Court-Martial contained in the Fourth Schedule, for the word "confidential" where it appears in relation to the transmission of the record of the proceedings there shall be substituted the words "Staff in Confidence".

(a) 1950 c. 33.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules amend the Rules of Procedure (Air Force) 1972 by making technical corrections in the Statements of Offences provided in respect of sections 44(2)(b), 44A(1)(a), 47(a) and 65(b) of the Air Force Act 1955, and section 17(1)(c) of the Air Force Reserve Act 1950. A further amendment changes the privacy marking of envelopes used in the transmission of the Convening Order for a General or District Court-Martial.

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