
 STATUTORY INSTRUMENTS

1985 No. 2003

DEFENCE

**The Royal Navy Terms of Service (Ratings) (Amendment)
Regulations 1985**

<i>Made</i> - - - - -	17th December 1985
<i>Laid before Parliament</i>	20th December 1985
<i>Coming into Operation</i>	1st February 1986

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 and commencement

1. These regulations may be cited as the Royal Navy Terms of Service (Ratings) (Amendment) Regulations 1985 and shall come into operation on 1st February 1986.

Interpretation

2. In these Regulations “the Principal Regulations” means the Royal Navy Terms of Service (Ratings) Regulations 1982(b).

Amendments to the Principal Regulations

3. The Principal Regulations shall have effect as if—

(a) There were inserted after Regulation 3 the following further Regulation—

“Change in terms of engagement

3A—(1) Any person who is serving in naval service under a term of service which he entered into before the commencement of these Regulations may, at any time during the term for which he is entered, give to his Commanding Officer notice in writing of his desire to be treated as if he had entered for a term of naval service under Regulation 3, and if his Commanding Officer approves, he shall from the date specified in such approval be treated in respect of his service thereafter as if he had so entered and not, subject to the provision of paragraph (2) below, otherwise.

(2) The right to give 18 months notice of transfer to the reserve conferred by Regulation 4 may not be exercised by a person to whom paragraph (1) above applies unless he has completed by that time such a period of service as would, when added to the 18 months

(a) 1966 c. 45; section 2(1)(f) was amended by the Armed Forces Act 1976 (c. 52), section 2.
(b) S.I. 1982/834.

notice, be not less than the period to which he became committed (if any), in consideration of his being permitted to undergo a course of instruction or of receiving any other benefit or advantage, under a term of service entered into by him before the commencement of these Regulations, or unless, in any other case, he has completed not less than 2 years 6 months service from the completion of his period of initial training or from the relevant date, whichever is the later”;

(b) at the end of Regulation 8(1) there were added the following words—

“and he shall not then be entitled at the expiration of that term to leave naval service unless he has previously given 18 months notice in writing to his Commanding Officer of that intention.”;

(c) in Regulation 8(4) after the words “expiration of such notice”, be added the words—

“or upon the expiration of a period of 18 months notice given by him to his Commanding Officer at any time during the last 18 months service of the original term,”.

On behalf of the Defence Council.

*Trefgarne,
William Staveley,*

Members of the Defence Council.

17th December 1985.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Royal Navy Terms of Service (Ratings) Regulations 1982 by adding provision which enables persons who have entered naval service under a term provided by earlier (revoked) Regulations to elect to be treated instead as if they had been entered under Regulation 3; if this wish is approved they are thereafter so treated, except that a person who has restricted his right to give 18 months notice in return for higher training will have to complete any remaining return of service under the new term before he is eligible to be transferred to the reserve. The Regulations also amend Regulation 8 so as to provide that a person who has continued his naval service under that Regulation cannot leave at the end of the original term unless he has given 18 months written notice of the fact. If he is in service after that date, his right remains to give 18 months notice at any time, under Regulation 8(4), but these Regulations have amended that paragraph to provide that this is not necessary if the person has given 18 months notice during the last 18 months period of his original term.

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