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STATUTORY INSTRUMENTS

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**2009 No. 1059**

**The Armed Forces Act 2006  
(Transitional Provisions etc) Order 2009**

**PART 3**

**CERTAIN ACTS BEFORE COMMENCEMENT**

**Course of conduct carried on over commencement**

**10.**—(1) This article applies where—

- (a) an act or omission, proof of which is required for conviction of an offence under an enactment mentioned in article 2(4)(a), (b) or (f), is or can be a continuing course of conduct; and
- (b) such a continuing course of conduct is carried on partly before and partly after commencement.

(2) Where this article applies in relation to an offence under an enactment mentioned in article 2(4)(a) or (b), any question whether that offence has been committed is to be decided as if the SDAs had been in force during the whole of the period over which the continuing course of conduct was carried on.

(3) Where this article applies in relation to an offence under an enactment mentioned in article 2(4)(f), the offence is to be treated for the purposes of articles 2(4) and 5 as having been committed before commencement.

(4) Where this article applies in relation to an offence, each of articles 7 and 13 has effect as if in paragraph (2) of that article the reference to the time the offence was committed were to the time immediately before commencement.

(5) In this article “the SDAs” has the same meaning as in article 9.

**Changes to legislation:**

There are currently no known outstanding effects for the The Armed Forces Act 2006 (Transitional Provisions etc) Order 2009, Section 10.