
STATUTORY INSTRUMENTS

2009 No. 1059

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

PART 12

SENTENCING POWERS IN RELATION TO SDA OFFENCES

CHAPTER 4

Court orders other than sentences

Service restraining orders

90. In section 230(3) of AFA 2006 (remission by Appeal Court of case to Court Martial), the reference to an appeal against conviction includes such an appeal brought from a court-martial.

Recognizances

91.—(1) In section 235(4) of AFA 2006 (variation or revocation of recognizance), the reference to an order under section 233 of that Act includes an order under paragraph 14 of Schedule 5A to AA 1955 or AFA 1955 or of Schedule 4A to NDA 1957.

(2) In section 236(1) of AFA 2006 (forfeiture of recognizance)—

- (a) the reference in paragraph (a) to a recognizance under section 233 of that Act includes a recognizance under paragraph 14(1) of Schedule 5A to AA 1955 or AFA 1955 or of Schedule 4A to NDA 1957;
- (b) the reference in paragraph (b) to a service offence includes an SDA offence.