

**Changes to legislation:** International Headquarters and Defence Organisations Act 1964, Paragraph 4 is up to date with all changes known to be in force on or before 24 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULE

### ADAPTIONS OF <sup>M1</sup> VISITING FORCES ACT 1952

#### Marginal Citations

**M1** 1952 c. 67.

#### *Restriction of trial by United Kingdom courts*

- 4 (1) Section 3 shall apply in relation to a person charged with an offence who at the time the offence is alleged to have been committed was a member of a headquarters and belonged to a country to which that section applies as it applies to a person who at that time was a member of a visiting force of that country or was a member of a civilian component of such a force, according as the first-mentioned person was then a military or civilian member of the headquarters; and, as so applying, shall be further adapted as follows:—
- (a) the reference in paragraph (a) of subsection (1) to his duty as a member of that force or component shall be construed as a reference to his duty as a member of the headquarters;
  - (b) the references in paragraphs (b) and (c) of that subsection to a person having a relevant association with a visiting force of that country shall be construed as including references to any person who at the said time was, or was a dependant of, a member of a headquarters belonging to that country;
  - (c) the references in the said paragraph (c) to property of the sending country shall be construed as references to property of the country to which the person charged belonged, to property of the headquarters, to such property of any other country to which the section applies as was used or to be used for the purposes of the headquarters, and to such property of any other headquarters as was used or to be used for those purposes;
  - (d) the references in subsection (2) and in paragraph (a) of subsection (3) to the sending country shall be construed as references to the country to which the person charged belonged.
- (2) In relation to a person to whom section 3 applies apart from sub-paragraph (1) of this paragraph, that is to say, a person charged with an offence who at the time the offence is alleged to have been committed was a member of a visiting force of any country or a member of a civilian component of such a force, that section shall have effect subject to the adaption that references in paragraphs (b) and (c) of subsection (1) to a person having a relevant association with a visiting force of the same country shall be construed as including references to any person who at the said time was, or was a dependant of, a member of a headquarters belonging to that country.

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**Commencement Orders yet to be applied to the International Headquarters and Defence Organisations Act 1964**

Commencement Orders bringing legislation that affects this Act into force:

- [S.S.I. 2006/458 art. 2](#) commences ([2005 asp 5](#))