
Changes to legislation: Armed Forces Act 2006, Cross Heading: Reserve Forces Act 1996 (c. 14) is up to date with all changes known to be in force on or before 20 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

SCHEDULES

SCHEDULE 14

AMENDMENTS RELATING TO RESERVE FORCES

Reserve Forces Act 1996 (c. 14)

- 25 In section 2(2)(a) of the Reserve Forces Act 1996 (membership of the reserve forces), for the words from “the Army Act 1955” to the end substitute “ regulations made under section 331 of the Armed Forces Act 2006; ”.

Commencement Information

- I1** Sch. 14 para. 25 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I2** Sch. 14 para. 25 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

- 26 In section 4(1)(b) of that Act (orders and regulations concerning reserve forces), after “force” insert “ (except pay, bounty and allowances) ”.

Commencement Information

- I3** Sch. 14 para. 26 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I4** Sch. 14 para. 26 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

- 27 Omit section 7 of that Act (provision with respect to pay, bounty and allowances).

Commencement Information

- I5** Sch. 14 para. 27 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I6** Sch. 14 para. 27 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

- 28 In section 13(7) of that Act (transfer of non-officers between reserve forces), for the words from “by or under” to the end substitute “ under the Armed Forces Act 2006. ”

Commencement Information

- I7** Sch. 14 para. 28 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I8** Sch. 14 para. 28 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

Changes to legislation: Armed Forces Act 2006, Cross Heading: Reserve Forces Act 1996 (c. 14) is up to date with all changes known to be in force on or before 20 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

- 29 In section 15(1) of that Act (discharge by commanding officer) for the words “A commanding officer” to “his command,” substitute “ A man of a reserve force may be discharged by his commanding officer ”.

Commencement Information

- I9** Sch. 14 para. 29 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
I10 Sch. 14 para. 29 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

- 30 In section 24(2) of that Act (commitment to a period of full-time service) omit paragraph (b).

Commencement Information

- I11** Sch. 14 para. 30 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
I12 Sch. 14 para. 30 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

- 31 In section 25(2) of that Act (additional duties commitments)—
 (a) omit paragraph (a);
 (b) in paragraph (b), for “while subject to service law, shall” substitute “ shall, from any time specified in the commitment as the time at which he is to begin that period of duty until released from duty, ”.

Commencement Information

- I13** Sch. 14 para. 31 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
I14 Sch. 14 para. 31 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

- 32 In section 27 of that Act (voluntary training and other duties) omit subsection (3).

Commencement Information

- I15** Sch. 14 para. 32 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
I16 Sch. 14 para. 32 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

- 33 In each of sections 53, 55 and 57 of that Act (maximum duration of service on call-out), in subsection (8)—
 (a) at the end of paragraph (a) insert “ or ”;
 (b) omit paragraph (b).

Commencement Information

- I17** Sch. 14 para. 33 in force at 15.10.2007 by [S.I. 2007/2913](#), **art. 2**

- 34 After section 53 of that Act insert—

Changes to legislation: Armed Forces Act 2006, Cross Heading: Reserve Forces Act 1996 (c. 14) is up to date with all changes known to be in force on or before 20 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

“53A Agreement to alter limits in section 53

- (1) This section applies to a person if—
 - (a) he is not in service under a call-out order under section 52; and
 - (b) if accepted into service under such a call-out order, he would be immediately entitled to release under section 53(6) or (10).
- (2) The person may agree in writing that, if he is accepted into service under a call-out order under section 52, in calculating when he is entitled to be released by virtue of section 53(6) or (10) any service of his under this Part or Part 4, 5 or 7 that occurred before he entered into the agreement is to be treated as not having occurred.
- (3) An agreement under subsection (2) may also provide that, if the person is accepted into service under a call-out order under section 52, section 53 shall apply in his case as if for the period of 3 years specified in subsection (6) there were substituted a shorter period specified in the agreement.
- (4) If an order under section 53(11) applies in relation to the person, subsection (3) above has effect as if the reference to the period of 3 years were to the period of 5 years.”

Commencement Information

I18 Sch. 14 para. 34 in force at 15.10.2007 by [S.I. 2007/2913](#), [art. 2](#)

35 After section 55 of that Act insert—

“55A Agreement to alter limits in section 55

- (1) This section applies to a person if—
 - (a) he is not in service under a call-out order under section 54; and
 - (b) if accepted into service under such a call-out order, he would be immediately entitled to release under section 55(6) or (10).
- (2) The person may agree in writing that, if he is accepted into service under a call-out order under section 54, in calculating when he is entitled to be released by virtue of section 55(6) or (10) any service of his under this Part or Part 4, 5 or 7 that occurred before he entered into the agreement is to be treated as not having occurred.
- (3) An agreement under subsection (2) may also provide that, if the person is accepted into service under a call-out order under section 54, section 55 shall apply in his case as if for the period of 12 months specified in subsection (6) there were substituted a shorter period specified in the agreement.
- (4) If an order under section 55(11) applies in relation to the person, subsection (3) above has effect as if the reference to the period of 12 months were to the period of 2 years.”

Changes to legislation: Armed Forces Act 2006, Cross Heading: Reserve Forces Act 1996 (c. 14) is up to date with all changes known to be in force on or before 20 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

Commencement Information

I19 Sch. 14 para. 35 in force at 15.10.2007 by [S.I. 2007/2913](#), **art. 2**

36 After section 57 of that Act insert—

“57A Agreement to alter limits in section 57

- (1) This section applies to a person if—
 - (a) he is not in service under a call-out order under section 56; and
 - (b) if accepted into service under such a call-out order, he would be immediately entitled to release under section 57(6) or (10).
- (2) The person may agree in writing that, if he is accepted into service under a call-out order under section 56, in calculating when he is entitled to be released by virtue of section 57(6) or (10) any service of his under this Part or Part 4, 5 or 7 that occurred before he entered into the agreement is to be treated as not having occurred.
- (3) An agreement under subsection (2) may also provide that, if the person is accepted into service under a call-out order under section 56, section 57 shall apply in his case as if for the period of 9 months specified in subsection (6) there were substituted a shorter period specified in the agreement.”

Commencement Information

I20 Sch. 14 para. 36 in force at 15.10.2007 by [S.I. 2007/2913](#), **art. 2**

37 In section 66(2)(b) of that Act (persons who may be recalled) for “regular air force” substitute “ Royal Air Force ”.

Commencement Information

I21 Sch. 14 para. 37 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))

I22 Sch. 14 para. 37 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

38 In section 72 of that Act (release and discharge from service under recall order) omit subsections (5) and (6).

Commencement Information

I23 Sch. 14 para. 38 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))

I24 Sch. 14 para. 38 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

39 (1) Section 95 of that Act (offences against orders and regulations under section 4) is amended as follows.

- (2) In subsection (1)—
 - (a) omit paragraph (b);

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(b) in the words after paragraph (e), omit “triable by court-martial or summarily by a civil court”.

(3) After that subsection insert—

“(1A) A member of a reserve force (“A”) commits an offence if—

- (a) a superior officer (“B”), in pursuance of orders or regulations under section 4, is acting in the execution of his office;
- (b) A's behaviour towards B is threatening or disrespectful; and
- (c) A knows or has reasonable cause to believe that B is a superior officer.

(1B) For the purposes of subsection (1A)—

- (a) “superior officer” has the same meaning as in the Armed Forces Act 2006;
- (b) section 11(3) of that Act (meaning of “behaviour” and “threatening”) applies.

(1C) An offence under this section is triable summarily by a civil court (as well as being triable by the Court Martial).”

(4) In subsection (2)—

(a) in paragraph (a) for the words from “court-martial” to the end substitute “the Court Martial—

(i) in the case of an offence under subsection (1)(a) or (e) or (1A), to any punishment mentioned in rows 5 to 12 of the Table in section 164 of the Armed Forces Act 2006;

(ii) in the case of an offence under subsection (1)(c) or (d), to any punishment mentioned in that Table, but any sentence of imprisonment or service detention imposed in respect of the offence must not exceed 51 weeks;”;

(b) in paragraph (b)(i)—

(i) omit “, (b),”;

(ii) after “(e)” insert “ or (1A) ”.

(5) For subsection (3) substitute—

“(2A) For the purposes of determining the Court Martial's powers when sentencing an offender to whom Part 2 of Schedule 3 to the Armed Forces Act 2006 applies (ex-servicemen etc) for an offence under subsection (1)(a) or (e) or (1A), subsection (2)(a)(i) has effect as if the reference to rows 5 to 12 were to rows 5 to 10.”

Commencement Information

I25 Sch. 14 para. 39 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))

I26 Sch. 14 para. 39 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

40 (1) Section 96 of that Act (failure to attend for service on call out or recall) is amended as follows.

Changes to legislation: Armed Forces Act 2006, Cross Heading: Reserve Forces Act 1996 (c. 14) is up to date with all changes known to be in force on or before 20 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

- (2) In subsection (1), for the words (after paragraph (c)) from “is guilty” to the end substitute “ is guilty of desertion (if section 8(2)(a) or (b) of the Armed Forces Act 2006 applies to him) or absence without leave (if neither of those provisions applies to him). ”
- (3) In subsection (3) for the words from “by court-martial” to the end substitute “ summarily by a civil court (as well as being triable by the Court Martial). ”

Commencement Information

- I27** Sch. 14 para. 40 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I28** Sch. 14 para. 40 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

- 41 (1) Section 97 of that Act (failure to attend for duty or training) is amended as follows.
- (2) In subsection (1), for the words (after paragraph (b)) from “is guilty” to the end substitute “ is guilty of desertion (if section 8(2)(a) or (b) of the Armed Forces Act 2006 applies to him) or absence without leave (if neither of those provisions applies to him). ”
- (3) In subsection (3) for the words from “by court-martial” to the end substitute “ summarily by a civil court (as well as being triable by the Court Martial). ”

Commencement Information

- I29** Sch. 14 para. 41 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I30** Sch. 14 para. 41 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

- 42 (1) Section 98 of that Act (trial and punishment of offences of desertion or absence without leave) is amended as follows.
- (2) In subsection (1)—
- (a) for the words from “section 37” to “1957” substitute “ section 8 or 9 of the Armed Forces Act 2006 ”;
- (b) for “as well as by court-martial” substitute “ (as well as being triable by the Court Martial) ”.
- (3) In subsection (2)—
- (a) for “court-martial” substitute “ the Court Martial ”;
- (b) for the words from “service law” to the end substitute “ section 8 or 9 (as the case may be) of the Armed Forces Act 2006. ”
- (4) In subsection (3)(b) for “service law of desertion or absence without leave” substitute “ section 8 or 9 of the Armed Forces Act 2006 ”.
- (5) In subsection (4)(a)—
- (a) for “court-martial” substitute “ the Court Martial ”;
- (b) for “service law of absence without leave” substitute “ section 9 of the Armed Forces Act 2006 ”.
- (6) Omit subsection (5).

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(7) After subsection (6) insert—

“(7) Orders or regulations under section 4 may include provision for enabling a determination to be made in prescribed circumstances that subsection (6) is to cease to have effect in relation to a period of time or a part of a period of time.”

Commencement Information

- I31** Sch. 14 para. 42 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I32** Sch. 14 para. 42 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

43 Omit section 99 of that Act (false pretence of illegal absence).

Commencement Information

- I33** Sch. 14 para. 43 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I34** Sch. 14 para. 43 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

44 For section 100 of that Act (arrest of deserters etc) substitute—

“100A Arrest by civilian police of deserters and absentees without leave

- (1) An officer of a UK police force may arrest without warrant a person who is reasonably suspected of being a member of a reserve force, or a person liable to recall, who has deserted or is absent without leave.
- (2) If an authorised person is satisfied by evidence given under oath or affirmation that a relevant suspect is or is reasonably suspected of being within his jurisdiction, he may issue a warrant for the arrest of the relevant suspect.
- (3) In subsection (2)—
- “authorised person” means a person who has authority in England and Wales, Scotland or Northern Ireland to issue a warrant for the arrest of a person suspected of an offence;
- “relevant suspect” means a person reasonably suspected of being a member of a reserve force, or a person liable to recall, who has deserted, is absent without leave or has committed an offence under section 95.
- (4) In this section “UK police force” has the meaning given by section 375 of the Armed Forces Act 2006.”

Commencement Information

- I35** Sch. 14 para. 44 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I36** Sch. 14 para. 44 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

Changes to legislation: Armed Forces Act 2006, Cross Heading: Reserve Forces Act 1996 (c. 14) is up to date with all changes known to be in force on or before 20 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

45 Omit section 102 of that Act (record of illegal absence).

Commencement Information

- I37** Sch. 14 para. 45 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
- I38** Sch. 14 para. 45 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

46 In section 104 of that Act, omit subsection (3).

Commencement Information

- I39** Sch. 14 para. 46 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
- I40** Sch. 14 para. 46 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

- 47 (1) Section 105 of that Act (trial of offences by civil court) is amended as follows.
- (2) In subsection (1) for “which is triable by court-martial is also” substitute “is (as well as being triable by the Court Martial) ”.
- (3) Omit subsection (2).
- (4) In subsection (3) for “an offence under service law (other than an offence of desertion or absence without leave)” substitute “any service offence (other than an offence under this Act or an offence mentioned in section 98(1)) ”.

Commencement Information

- I41** Sch. 14 para. 47 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
- I42** Sch. 14 para. 47 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

48 Omit section 106 of that Act.

Commencement Information

- I43** Sch. 14 para. 48 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
- I44** Sch. 14 para. 48 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

- 49 In section 107 of that Act (time for institution of proceedings)—
- (a) in subsection (1)—
- (i) omit the words from “either—” to the end of paragraph (a);
- (ii) for “under service law” substitute “a service offence ”;
- (b) after subsection (2) add—
- “(3) Subsection (2) applies to proceedings for an offence under section 96(1) committed by a person liable to recall as it applies to proceedings mentioned in subsection (1) of this section.”

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Commencement Information

- I45** Sch. 14 para. 49 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I46** Sch. 14 para. 49 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

50 In section 108 of that Act (evidence) for subsections (1) and (2) substitute—

“(1A) The Secretary of State may by regulations make provision with respect to evidence, including the admissibility of evidence, in proceedings before a civil court for an offence under this Act.

(1B) Regulations under subsection (1A) shall be made by statutory instrument, which shall be subject to annulment in pursuance of a resolution of either House of Parliament.”

Commencement Information

- I47** Sch. 14 para. 50 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I48** Sch. 14 para. 50 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

51 Omit section 124 of that Act (exemption from tolls etc).

Commencement Information

- I49** Sch. 14 para. 51 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I50** Sch. 14 para. 51 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

52 Omit section 126 of that Act (amendments relating to transfers to reserves etc).

Commencement Information

- I51** Sch. 14 para. 52 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))
- I52** Sch. 14 para. 52 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

53 (1) Section 127 of that Act (interpretation) is amended as follows.

(2) In subsection (1)—

- (a) omit the definition of “regular air force”;
- (b) for the definition of “regular army” substitute—

““the regular army” has the meaning given by section 374 of the Armed Forces Act 2006;”;

- (c) in the definition of “regular services” for “regular air force” substitute “Royal Air Force”;
- (d) for the definition of “service law” substitute—

““service offence” has the meaning given by section 50 of the Armed Forces Act 2006;”.

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(3) After subsection (2) add—

“(3) The officer who is the “commanding officer” of a person for the purposes of any provision of this Act shall be determined by or under regulations made by the Defence Council under this subsection.

(4) Section 164(2) and (3) of the Armed Forces Act 2006 apply in relation to section 95(2)(a) of, and paragraph 5(3) of Schedule 1 to, this Act.”

Commencement Information

I53 Sch. 14 para. 53 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with transitional provisions in [S.I. 2009/1059](#))

I54 Sch. 14 para. 53 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), [art. 4](#)

54 (1) Schedule 1 to that Act (enlistment) is amended as follows.

(2) For paragraph 2(1) substitute—

“(1) An enlisting officer shall not enlist a person under the age of 18 unless consent to the enlistment has been given in writing by—

- (a) an appropriate person; or
- (b) if the person offering to enlist is living with more than one appropriate person, each of those appropriate persons.

(1A) In this paragraph “appropriate person” means, in relation to a person offering to enlist, a person with—

- (a) parental responsibility (within the meaning of the Children Act 1989 or the Children (Northern Ireland) Order 1995) for him; or
- (b) parental responsibilities (within the meaning of section 1(3) of the Children (Scotland) Act 1995) in relation to him.”

(3) In paragraph 2(2) for “appropriate minimum age” substitute “age of 18”.

(4) In paragraph 4(4) for “appropriate minimum age” substitute “age of 18”.

(5) In paragraph 5—

- (a) in sub-paragraph (1) omit “or recklessly”;
- (b) in sub-paragraph (2) for “subject to service law” substitute “a member of the reserve forces”;
- (c) in sub-paragraph (3) for the words from “has since” to the end substitute “becomes a member of the reserve forces is liable on conviction by the Court Martial to any punishment mentioned in rows 2 to 12 of the Table in section 164 of the Armed Forces Act 2006.”;
- (d) after that sub-paragraph add—

“(4) For the purposes of determining the Court Martial's powers when sentencing an offender to whom Part 2 of Schedule 3 to the Armed Forces Act 2006 (ex-servicemen etc) applies for an offence under sub-paragraph (1), sub-paragraph (3) has effect as if the reference to rows 2 to 12 were to rows 2 to 10.

(5) Where an offence under sub-paragraph (1) is committed by a person within sub-paragraph (3), the time for which he is for the purposes of

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section 62 of the Armed Forces Act 2006 (time limits for charging) to be regarded as being a relevant reservist (within the meaning of that section) includes the period from (and including) the time he committed the offence to the time he became a member of the reserve forces.”

(6) In paragraph 6(1) for “a court-martial” substitute “ the Court Martial ”.

(7) Omit paragraph 7 and the heading before it.

Commencement Information

I55 Sch. 14 para. 54 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))

I56 Sch. 14 para. 54 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

55 Omit Schedule 2 to that Act (deserters and absentees without leave).

Commencement Information

I57 Sch. 14 para. 55 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))

I58 Sch. 14 para. 55 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

56 Omit Schedule 3 to that Act (evidence).

Commencement Information

I59 Sch. 14 para. 56 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))

I60 Sch. 14 para. 56 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

57 Omit Schedule 7 to that Act (postponement of transfer to the reserves or discharge from the reserves).

Commencement Information

I61 Sch. 14 para. 57 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))

I62 Sch. 14 para. 57 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

58 In Part 2 of Schedule 9 to that Act (transitional provisions) omit paragraphs 22 and 23.

Commencement Information

I63 Sch. 14 para. 58 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))

I64 Sch. 14 para. 58 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

59 In Schedule 10 to that Act (minor and consequential amendments) omit paragraphs 1 to 13 and 23.

Changes to legislation: Armed Forces Act 2006, Cross Heading: Reserve Forces Act 1996 (c. 14) is up to date with all changes known to be in force on or before 20 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

Commencement Information

- I65** Sch. 14 para. 59 in force at 28.3.2009 for specified purposes by [S.I. 2009/812](#), **art. 3(a)(b)** (with transitional provisions in [S.I. 2009/1059](#))
- I66** Sch. 14 para. 59 in force at 31.10.2009 in so far as not already in force by [S.I. 2009/1167](#), **art. 4**

Changes to legislation:

Armed Forces Act 2006, Cross Heading: Reserve Forces Act 1996 (c. 14) is up to date with all changes known to be in force on or before 20 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- specified provision(s) transitional provisions for effects of commencing SI 2009/812 by [S.I. 2009/1059 Order](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 12A inserted by [2016 c. 21 s. 7](#)
- Pt. 16B inserted by [2023 c. 48 s. 1](#)
- s. 50(2)(ca) inserted by [2011 c. 18 Sch. 4 para. 3\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 4 para. 3(3) repealed (8.3.2015) without ever being in force by [2014 c. 12, Sch. 11 para. 82\(2\)](#); [S.I. 2015/373, art. 2\(g\)\(ii\)](#))
- s. 209(8) inserted by [2021 c. 11 Sch. 13 para. 41\(3\)](#)
- s. 213(3A) words inserted by [2021 c. 11 Sch. 13 para. 41\(6\)](#)
- s. 218A(6A) inserted by Sch. 26 para. 12(1)(db) (as inserted) by [S.I. 2020/1520 reg. 6\(2\)\(b\)](#)
- s. 218A(6A) words omitted by virtue of [2020 c. 17, Sch. 26 para. 12\(1\)\(dc\)](#) (as inserted) by [S.I. 2020/1520 reg. 6\(2\)\(b\)](#)
- s. 219A(1)(d)(i) omitted by virtue of [2020 c. 17, Sch. 26 para. 14\(a\)\(i\)](#) (as substituted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(b\)](#)
- s. 219A(1)(d)(iii) omitted by virtue of [2020 c. 17, Sch. 26 para. 14\(a\)\(i\)](#) (as substituted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(b\)](#)
- s. 219A(1)(da) inserted by [2021 c. 11 Sch. 13 para. 41\(7\)](#)
- s. 219A(1)(da)(i) omitted by virtue of [2020 c. 17, Sch. 26 para. 14\(a\)\(ii\)](#) (as substituted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(b\)](#)
- s. 219A(2A) inserted by [2020 c. 17, Sch. 26 para. 14\(bb\)](#) (as inserted) by [S.I. 2020/1520 reg. 6\(3\)](#)
- s. 219ZA inserted by [2021 c. 11 Sch. 8 para. 2](#)
- s. 219ZA(1)(e) words omitted by virtue of [2020 c. 17, Sch. 26 para. 13A\(a\)](#) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(a\)](#)
- s. 219ZA(4)-(6) omitted by virtue of [2020 c. 17, Sch. 26 para. 13A\(b\)](#) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(a\)](#)
- s. 219ZA(7) words omitted by virtue of [2020 c. 17, Sch. 26 para. 13A\(c\)](#) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(a\)](#)
- s. 223(1A) inserted by [2021 c. 11 Sch. 13 para. 41\(8\)\(a\)](#)
- s. 224A(1)(d)(iii) and word inserted by [2021 c. 11 Sch. 13 para. 41\(9\)\(a\)\(ii\)](#)
- s. 224A(1)(d)(iii) words substituted by [2020 c. 17, Sch. 26 para. 15\(a\)\(iii\)](#) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(c\)](#)
- s. 224A(1A) inserted by [2021 c. 11 Sch. 8 para. 8\(4\)](#)
- s. 224A(3A) inserted by [2021 c. 11 Sch. 13 para. 41\(9\)\(b\)](#)
- s. 224B inserted by [2021 c. 11 Sch. 8 para. 9](#)
- s. 225(1A) inserted by [2020 c. 17, Sch. 26 para. 15A](#) (as inserted) by [S.I. 2020/1520 reg. 6\(4\)](#)
- s. 226(1A) inserted by [2020 c. 17, Sch. 26 para. 15B](#) (as inserted) by [S.I. 2020/1520 reg. 6\(4\)](#)
- s. 227(3)(a)(b) substituted for words by [2021 c. 11 Sch. 13 para. 41\(10\)](#)
- s. 238(6)(a) word omitted by [2021 c. 11 Sch. 13 para. 41\(11\)\(a\)](#)
- s. 238(6)(b) word substituted by [2021 c. 11 Sch. 13 para. 41\(11\)\(c\)](#)

- s. 238(6)(aa) inserted by [2021 c. 11 Sch. 13 para. 41\(11\)\(b\)](#)
- s. 239(3A)(3B) inserted by [2021 c. 11 Sch. 8 para. 3](#)
- s. 239(3A) words omitted by virtue of 2020 c. 17, Sch 26 para. 18(a)(i) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(d\)](#)
- s. 239(3A) words omitted by virtue of 2020 c. 17, Sch 26 para. 18(a)(ii) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(d\)](#)
- s. 239(3B) words omitted by virtue of 2020 c. 17, Sch 26 para. 18(b) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(d\)](#)
- s. 260(1)(ca) inserted by [2021 c. 11 Sch. 13 para. 41\(14\)\(a\)\(ii\)](#)
- s. 260(1)(ca) words omitted by virtue of 2020 c. 17, Sch. 26 para. 19(a)(iia) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(e\)\(i\)](#)
- s. 260(4B)(a) words omitted by virtue of 2020 c. 17, Sch. 26 para. 19(b)(ii) (as substituted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(e\)\(ii\)](#)
- s. 260(4B)(za) inserted by [2021 c. 11 Sch. 13 para. 41\(14\)\(b\)](#)
- s. 260(4B)(za) words omitted by virtue of 2020 c. 17, Sch. 26 para. 19(b)(i) (as substituted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(e\)\(ii\)](#)
- s. 261(1)(ba) inserted by [2021 c. 11 Sch. 13 para. 41\(15\)](#)
- s. 261(1)(ba) words omitted by virtue of 2020 c. 17, Sch. 26 para. 20(c) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(f\)](#)
- s. 261A(3)(a) words in s. 261A(3) renumbered as s. 261A(3)(a) by [2021 c. 11 Sch. 8 para. 4\(a\)](#)
- s. 261A(3)(b)(c) inserted by [2021 c. 11 Sch. 8 para. 4\(b\)](#)
- s. 261A(3)(b) words omitted by virtue of 2020 c. 17, Sch. 26 para. 20A(a) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(g\)](#)
- s. 261A(3)(c)(i) words omitted by virtue of 2020 c. 17, Sch. 26 para. 20A(b) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(g\)](#)
- s. 262A(2A) inserted by [2021 c. 11 Sch. 13 para. 41\(16\)\(a\)](#)
- s. 262A(2A)(b) omitted by virtue of 2020 c. 17, Sch. 26 para. 21(a) (as substituted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(h\)](#)
- s. 262A(3A) inserted by [2021 c. 11 Sch. 13 para. 41\(16\)\(b\)](#)
- s. 262A(3A) omitted by virtue of 2020 c. 17, Sch. 26 para. 21(b) (as substituted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(h\)](#)
- s. 262A(4) words inserted by [2021 c. 11 Sch. 13 para. 41\(16\)\(c\)\(i\)](#)
- s. 262A(4) words inserted by [2021 c. 11 Sch. 13 para. 41\(16\)\(c\)\(ii\)](#)
- s. 262A(4) words omitted by virtue of 2020 c. 17, Sch. 26 para. 21(c) (as substituted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(h\)](#)
- s. 270A270B inserted by [2008 c. 4 Sch. 25 para. 27](#) (This amendment not applied to legislation.gov.uk. Sch. 25 para. 26(3)(4) repealed (2.4.2012) by 2011 c. 18, Sch. 3 para. 20(3), Sch. 5; S.I. 2012/669, art. 4(d)(f) (with art. 13))
- s. 270B(6)(aa) inserted by [2009 c. 25 Sch. 17 para. 9\(2\)](#) (This amendment not applied to legislation.gov.uk. Sch. 17 para. 9 repealed (2.4.2012) without ever being in force by 2011 c. 18, Sch. 5; S.I. 2012/669, art. 4(f))
- s. 270B(10) word repealed by [2009 c. 25 Sch. 23 Pt. 5](#)
- s. 270B(10)(a) words inserted by [2009 c. 25 Sch. 17 para. 9\(3\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Sch. 17 para. 9 repealed (2.4.2012) without ever being in force by 2011 c. 18, Sch. 5; S.I. 2012/669, art. 4(f))
- s. 270B(10)(b) words substituted by [2009 c. 25 Sch. 17 para. 9\(3\)\(b\)](#) (This amendment not applied to legislation.gov.uk. Sch. 17 para. 9 repealed (2.4.2012) without ever being in force by 2011 c. 18, Sch. 5; S.I. 2012/669, art. 4(f))
- s. 270B(10)(c)-(e) inserted by [2009 c. 25 Sch. 17 para. 9\(3\)\(c\)](#) (This amendment not applied to legislation.gov.uk. Sch. 17 para. 9 repealed (2.4.2012) without ever being in force by 2011 c. 18, Sch. 5; S.I. 2012/669, art. 4(f))
- s. 304B inserted by [2016 c. 21 s. 8](#)
- s. 304C inserted by [2016 c. 21 s. 9](#)
- s. 304C(5A) inserted by [2021 c. 11 Sch. 8 para. 5](#)
- s. 304C(5A) words omitted by virtue of 2020 c. 17, Sch. 26 para. 24A(a) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(i\)](#)

- s. 304C(5A) words substituted by 2020 c. 17, Sch. 26 para. 24A(b) (as inserted) by [2021 c. 11 Sch. 13 para. 43\(7\)\(i\)](#)
- s. 304D inserted by [2016 c. 21 s. 10](#)
- s. 304E inserted by [2016 c. 21 s. 11](#)
- s. 304F-304H inserted by [2016 c. 21 s. 12](#)
- s. 377(8) inserted by 2020 c. 17, Sch. 26 para. 26 (as inserted) by [S.I. 2020/1520 reg. 6\(5\)](#)
- Sch. 7 para. 9(A1) inserted by [2020 c. 9 Sch. 2 para. 123\(8\)\(a\)](#) (This pre-consolidation amendment comes into force immediately before the consolidation date on 1.12.2020 (see 2020 c. 9, ss. 3, 5(2)(3) and 2020 c. 17, ss. 2, 416) to facilitate the sentencing consolidation and then is repealed immediately afterwards on 1.12.2020 by the Sentencing Act 2020 (c. 17), Sch. 28; S.I. 2020/1236, reg. 2)