
Changes to legislation: Criminal Justice and Immigration Act 2008, Cross Heading: Interim hospital orders is up to date with all changes known to be in force on or before 11 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 25

AMENDMENTS TO ARMED FORCES LEGISLATION

PART 1

COURTS-MARTIAL (APPEALS) ACT 1968

Interim hospital orders

3 Section 16(5) (effect of interim hospital order made by Appeal Court) is omitted.

Commencement Information

II Sch. 25 para. 3 in force at 31.10.2009 by S.I. 2009/1028, art. 2(a)

4 Section 25B(3) (as substituted by the Armed Forces Act 2006) (effect of interim hospital order made by Appeal Court) is omitted.

Commencement Information

I2 Sch. 25 para. 4 in force at 31.10.2009 by S.I. 2009/1028, art. 2(a)

5 Before section 36 (but after the cross-heading preceding it) insert—

Effect of interim hospital orders

“35A(1) This section applies where the Appeal Court—

- (a) make an interim hospital order by virtue of any provision of this Part, or
- (b) renew an interim hospital order so made.

(2) The Court Martial shall be treated for the purposes of section 38(7) of the Mental Health Act 1983 (absconding offenders) as the court that made the order.”

Commencement Information

I3 Sch. 25 para. 5 in force at 31.10.2009 by S.I. 2009/1028, art. 2(a)

6 In section 36 (powers of Court under Part 2 which are exercisable by single judge), in subsection (1) after paragraph (h) insert—

- “(ha) to renew an interim hospital order made by them by virtue of any provision of this Part;”.

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Commencement Information

I4 [Sch. 25 para. 6](#) in force at 31.10.2009 by [S.I. 2009/1028](#), [art. 2\(a\)](#)

Changes to legislation:

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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):

- Sch. 7 para. 5A and cross-heading inserted by [2008 c. 25 Sch. 1 para. 90\(3\)](#)