
STATUTORY INSTRUMENTS

2019 No. 961

**The Armed Forces Act 2016
(Commencement No. 3) Regulations 2019**

Transitional arrangements

3.—(1) The amendments made by sections 3 to 5 of the Armed Forces Act 2016 do not have effect in relation to—

- (a) a case referred by a service policeman before 1st July 2019 to—
 - (i) the Director of Service Prosecutions under section 116(2) of the Armed Forces Act 2006 (referral of case following investigation by service or civilian police); or
 - (ii) a person’s commanding officer under section 116(3) of the Act; or
- (b) a case where the investigation that gives rise to it has also given rise to a case mentioned in sub-paragraph (a).

(2) For the purposes of this regulation, an investigation gives rise to two or more cases if the investigation relates to incidents or conduct that are to be regarded as giving rise to each of those cases under section 117(2) of the Armed Forces Act 2006.

(3) In this regulation—

- (a) “investigation” means an investigation mentioned in section 116(1) of the Armed Forces Act 2006; and
- (b) references to section 116 of the Act are to that section as it had effect before 1st July 2019.