
STATUTORY INSTRUMENTS

2023 No. 1102 (C. 70)

DEFENCE

The Armed Forces Act 2021
(Commencement No. 7) Regulations 2023

Made - - - - 17th October 2023

The Secretary of State makes these Regulations in exercise of the power conferred by section 24(1) of the Armed Forces Act 2021⁽¹⁾.

Citation, interpretation and extent

1.—(1) These Regulations may be cited as the Armed Forces Act 2021 (Commencement No. 7) Regulations 2023.

(2) In these Regulations, “the Act” means the Armed Forces Act 2021.

(3) These Regulations extend to England and Wales, Scotland, Northern Ireland, the Isle of Man and the British overseas territories (except Gibraltar).

Commencement of sections 4 to 7 of the Act

2. Sections 4 (summary hearings: power to rectify mistakes etc), 5 (the Summary Appeal Court: power to rectify mistakes), 6 (the Service Civilian Court: power to rectify mistakes) and 7 (concurrent jurisdiction) of the Act come into force on 13th November 2023, in so far as they are not already in force.

Commencement of section 14 (deprivation orders) of the Act

3. Section 14 (deprivation orders) of the Act comes into force on 22nd November 2023, in so far as it is not already in force.

Commencement of section 17 (removal of requirement to take into account offences in member states) of the Act

4. Section 17 (removal of requirement to take into account offences in member states) of the Act comes into force on 13th November 2023.

Status: *This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

17th October 2023

Andrew Murrison
Parliamentary Under Secretary of State
Ministry of Defence

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations bring into force sections 4 to 7 of the Armed Forces Act 2021 (c. 35) (“the Act”) on 13th November 2023, to the extent that those provisions were not already in force. They also bring into force section 17 of the Act on the same day. Section 14 is brought into force on 22nd November 2023, to the extent that it was not already in force.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.

NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

(This note is not part of the Regulations)

The following provisions of the Armed Forces Act 2021 have been brought into force by commencement regulations made before the date of these Regulations.

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No</i> |
|------------------------|-----------------------------|---------------------------|
| Section 2 (partially) | 1 May 2022 | 2022/471 |
| Section 2 (remainder) | 1 January 2023 | 2022/1095 |
| Section 3 | May 2022 | 2022/471 |
| Section 4 (partially) | 1 May 2022 | 2022/471 |
| Section 5 (partially) | 1 May 2022 | 2022/471 |
| Section 6 (partially) | 1 May 2022 | 2022/471 |
| Section 7 (partially) | 1 May 2022 | 2022/471 |
| Section 8 (partially) | 1 May 2022 | 2022/471 |
| Section 8 (remainder) | 22 November 2022 | 2022/1161 |
| Section 9 (partially) | 1 May 2022 | 2022/471 |
| Section 10 (partially) | 1 May 2022 | 2022/471 |
| Section 10 (remainder) | 15 June 2022 | 2022/625 |
| Section 11 (partially) | 1 November 2022 | 2022/1095 |
| Section 11 (partially) | 20 February 2023 | 2023/158 |
| Section 11 (remainder) | 19 June 2023 | 2023/621 |
| Section 12 (partially) | 1 May 2022 | 2022/471 |
| Section 12 (remainder) | 5 December 2022 | 2022/1095 |
| Section 13 | 1 May 2022 | 2022/471 |
| Section 14 (partially) | 1 May 2022 | 2022/471 |

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| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No</i> |
|------------------------|-----------------------------|----------------|
| Section 15 (partially) | 1 May 2022 | 2022/471 |
| Section 15 (remainder) | 1 April 2023 | 2023/158 |
| Section 16 (partially) | 1 May 2022 | 2022/471 |
| Section 16 (remainder) | 1 April 2023 | 2023/158 |
| Section 18 | 1 May 2022 | 2022/471 |
| Section 21 (partially) | 1 May 2022 | 2022/471 |
| Section 21 (remainder) | 22 November 2022 | 2022/1161 |
| Schedule 1 (partially) | 1 May 2022 | 2022/471 |
| Schedule 1 (remainder) | 1 January 2023 | 2022/1095 |
| Schedule 2 (partially) | 1 May 2022 | 2022/471 |
| Schedule 3 (partially) | 1 May 2022 | 2022/471 |
| Schedule 3 (remainder) | 15 June 2022 | 2022/625 |
| Schedule 4 (partially) | 1 November 2022 | 2022/1095 |
| Schedule 4 (remainder) | 19 June 2023 | 2023/621 |
| Schedule 5 (partially) | 1 May 2022 | 2022/471 |
| Schedule 5 (remainder) | 5 December 2022 | 2022/1095 |
| Schedule 6 (partially) | 1 May 2022 | 2022/471 |
| Schedule 6 (remainder) | 1 April 2023 | 2023/158 |