

Island of



Guernsey

## Ordinance of the States

**XVI**  
**2006**

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Made .....26th April, 2006

Coming into Operation .....1st July, 2006

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### **The Rehabilitation of Offenders (Bailiwick of Guernsey) Law, 2002 (Commencement, Exclusions and Exceptions) Ordinance, 2006**

**The Rehabilitation of Offenders  
(Bailiwick of Guernsey) Law, 2002  
(Commencement, Exclusions and Exceptions) Ordinance,  
2006**

**THE STATES**, in exercise of the powers conferred on them by sections 5(5), 7(4), 9(5), 14, and 15(2) of the Rehabilitation of Offenders (Bailiwick of Guernsey) Law, 2002<sup>a</sup>, hereby order:-

**Commencement of Law.**

1. The Rehabilitation of Offenders (Bailiwick of Guernsey) Law, 2002 ("**the Law**") shall come into force on 1<sup>st</sup> July, 2006.

**General application of Ordinance.**

2. (1) Where by virtue of this Ordinance the operation of any of the provisions of the Law is disapplied in relation to spent convictions, the disapplication shall be taken to extend to spent convictions for offences of every description unless the contrary is expressed.

(2) Where a provision of this Ordinance refers to a question, that provision only applies -

(a) if the question is asked by or on behalf of a person in the course of the duties of his office or employment, and

(b) subject to section 3(2), if the person to whom the

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<sup>a</sup> Order in Council No. XIV of 2002.

question relates is informed, when or before the question is asked, that by virtue of this Ordinance spent convictions, or relevant spent convictions as the case may be, are to be disclosed, and

- (c) if the person questioned (if he is not the person to whom the question relates) is informed when the question is asked that by virtue of this Ordinance spent convictions, or relevant spent convictions as the case may be, are to be disclosed.

**Questions relating to professions, employments, offices, occupations, etc.**

3. (1) Subsections (1) and (2) of section 7 of the Law shall not apply in relation to any question asked in order to assess the suitability -

- (a) of the person to whom the question relates for authorisation to practise, or for employment in, any of the professions specified in Part I of Schedule 1,
- (b) of the person to whom the question relates for appointment to any office or employment specified in Part II of Schedule 1,
- (c) of any person to pursue any occupation specified in Part III of Schedule 1, or to pursue it subject to a particular condition or restriction,
- (d) of any person to hold a licence, certificate, permit, registration, approval or permission of a kind specified in Schedule 2, or to hold it subject to a particular

condition or restriction,

- (e) of any person to be afforded access to sensitive data held by, and/or unsupervised access to premises occupied by, a person engaged in any of the professions, offices, employments or occupations specified in any Part of Schedule 1.

(2) Subsections (1) and (2) of section 7 of the Law shall not apply to any question asked for the purposes of safeguarding the security of the Bailiwick, by a person employed in the service of or in carrying out work for the Bailiwick Government authorities, where the person questioned is informed, when the question is asked, that by virtue of this Ordinance spent convictions are to be disclosed specifically for those purposes; and in such a case section 2(2)(b) of this Ordinance does not apply if the person asking the question reasonably believes that compliance with that paragraph may in itself prejudice the security of the Bailiwick.

(3) Subsections (1) and (2) of section 7 of the Law shall not apply to a relevant spent conviction when a question is asked in order to assess the suitability of the person to whom the question relates for appointment to office or employment as the States Treasurer, the Treasurer of the States of Alderney, the Treasurer of Sark, or a States Departmental Senior Finance Officer.

**Questions relating to contact with children and vulnerable persons.**

4. (1) For the purposes of this section, "work with children" and "work with vulnerable persons" refer to work of a kind described in Schedule 3.

(2) Subsections (1) and (2) of section 7 of the Law shall not apply when a question is asked by or on behalf of the States Health and Social Services Department for the purpose of assessing the suitability of any person to adopt or

foster children in general or any child in particular, where either -

- (a) the question relates to the person whose suitability is being assessed, or
- (b) the question relates to a person living in the same household as the person whose suitability is being assessed.

(3) Subsections (1) and (2) of section 7 of the Law shall not apply when any question is asked in order to assess the suitability of a person for any work with children where -

- (a) the question relates to the person whose suitability is being assessed, or
- (b) the person whose suitability is being assessed lives on the premises where his work with children would take place and the question relates to a person living in the same household as him, or
- (c) the person whose suitability is being assessed lives on the premises where his work with children would normally take place and the question relates to a person who regularly works on those premises at a time when the work with children usually takes place, or
- (d) the work for which the person's suitability is being assessed is child-minding which would normally take

place on premises other than premises where that person lives and the question relates to a person who lives on those other premises or to a person who regularly works on them at a time when the child minding takes place.

(4) Subsections (1) and (2) of section 7 of the Law shall not apply when a question is asked in order to assess the suitability of the person to whom the question relates for any work with vulnerable persons described in Schedule 3.

**Questions relating to the provision of financial and related services.**

5. (1) Subsections (1) and (2) of section 7 of the Law shall not apply to a relevant spent conviction when a question is asked by or on behalf of the Commission in order to assess the suitability of any person -

- (a) to hold any financial or related services permission described in paragraph 1 of Schedule 4,
- (b) to be granted any consent pursuant to the Control of Borrowing (Bailiwick of Guernsey) Ordinance, 1959<sup>b</sup>,  
or
- (c) to hold or engage in any office, occupation, employment or work described in Schedule 4, as a chief executive, controller, partner, associate, director, company secretary, trustee, manager, compliance officer or money laundering reporting

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<sup>b</sup> Recueil d'Ordonnances Tome XII, p. 195; amended by Tome XV, p. 197; Tome XVI, p. 473; Tome XX, p. 412; Tome XXV, p. 80; No. IV of 2003. Also amended by Order in Council No. XII of 1995.

officer of the holder of any financial or related services permission.

(2) Subsections (1) and (2) of section 7 of the Law shall not apply to a relevant spent conviction -

- (a) when a question is asked by or on behalf of the holder of, or an applicant for, any financial or related services permission, and
- (b) the question relates to an individual who is or who is seeking to become engaged in any office, occupation, employment or work as a chief executive, controller, partner, associate, director, company secretary, trustee, manager, compliance officer or other financial services employee, of the person by or on whose behalf the question is asked.

(3) In this Ordinance, "**associate**", "**chief executive**", "**controller**", "**director**", and "**manager**" have the same meanings as in the Insurance Business (Bailiwick of Guernsey) Law, 2002<sup>c</sup> (but disregarding references therein to a particular category of legal person); "**trustee**" has the same meaning as in the Regulation of Fiduciaries, Administration Businesses and Company Directors, etc. (Bailiwick of Guernsey) Law, 2000<sup>d</sup>; and "**financial services employee**" means an employee whose decisions or actions in the course of his employment may be relevant to any financial services business of the person by or on whose behalf the question is asked.

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<sup>c</sup> Order in Council No. XXI of 2002.

<sup>d</sup> Order in Council No. I of 2001.

**Excepted exclusions, dismissals etc.**

6. (1) Section 7(3) of the Law shall not apply (except to exclusion, dismissal or prejudice at the instance of a person or body who or which appointed, employed or authorised the person concerned following disclosure of the spent conviction concerned) in relation to -

- (a) any profession specified in Part I of Schedule 1,
- (b) any office, employment, occupation or work specified in Part II or Part III of Schedule 1, or in Schedule 3,
- (c) office or employment as the States Treasurer, the Treasurer of the States of Alderney, the Treasurer of Sark, or a States Departmental Senior Finance Officer, with reference to a relevant spent conviction,
- (d) any office, occupation or employment described in Schedule 4, with reference to a relevant spent conviction,
- (e) any actual or proposed decision or act of the Commission with reference to a relevant spent conviction in the discharge of any of its functions.

(2) Section 7(3) of the Law shall not apply in relation to any action taken for the purpose of safeguarding the security of the Bailiwick.

**Excepted proceedings.**

7. Section 8 of the Law shall not apply in relation to any of the

proceedings specified in Schedule 5.

**Disregard of Service disciplinary convictions for certain purposes.**

8. Any conviction for an offence described in Schedule 6 shall be disregarded for the purposes of section 5 of the Law.

**Interpretation.**

9. (1) In this Ordinance, except where the context otherwise requires -

"**approved care establishment**" and "**approved care provider**" mean an establishment or provider so designated pursuant to the Long-term Care Insurance (Guernsey) Law, 2002<sup>e</sup>,

"**authorisation**", in the context of a profession, includes admission, enrolment, recognition and registration:

"**Bailiwick Government authorities**" means the States of Guernsey, the States of Alderney, the Chief Pleas of Sark, or any Department or Committee thereof,

"**children**" includes all persons under the age of 18 years,

"**child-minding**" means looking after one or more children under the age of 8 years for reward, for periods in excess of two hours in any one day,

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<sup>e</sup> Order in Council No. XXIII of 2002.

"**Commission**" means the Guernsey Financial Services Commission established under the Financial Services Commission (Bailiwick of Guernsey) Law, 1987<sup>f</sup>,

"**Explosives Laws**" means -

- (a) in Guernsey, the Explosives (Guernsey) Law, 1905<sup>g</sup>,
- (b) in Alderney, the Loi relative aux Explosifs, 1905<sup>h</sup>,

"**financial or related services permission**" means any licence, consent, authorisation, certificate, registration or other permission required to be obtained from the Commission by or under any enactment,

"**Firearms Laws**" means -

- (a) in Guernsey, the Firearms (Guernsey) Law, 1998<sup>i</sup>,
- (b) in Alderney, the Dangerous Weapons (Alderney) Law, 1965<sup>j</sup>,
- (c) in Sark, the Firearms (Sark) Law, 2001<sup>k</sup>,

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<sup>f</sup> Ordres en Conseil Vol. XXX, p. 243.

<sup>g</sup> Ordres en Conseil Vol. III, p. 414.

<sup>h</sup> Ordres en Conseil Vol. IV, p. 57.

<sup>i</sup> Order in Council XII of 1998.

<sup>j</sup> Ordres en Conseil, Vol. XX, p. 35.

<sup>k</sup> Order in Council No. XII of 2002.

and includes any Ordinances made under those enactments,

"**firearms dealer**" has the meaning assigned to that expression by the Firearms Laws,

"**Gambling Laws**" means -

- (a) in Guernsey, the Gambling (Guernsey) Law, 1971<sup>l</sup> and the Guernsey Gambling Control Commission Law, 2001<sup>m</sup>,
- (b) in Alderney, the Gambling (Alderney) Law, 1999<sup>n</sup>,
- (c) in Sark, the Gambling (Sark) Law, 2002<sup>o</sup>,

and includes any Ordinances made under those enactments,

"**gambling**" has the meaning assigned to that expression by the Gambling Laws,

"**judicial appointment**" means an appointment to any office by virtue of which the holder has power (whether alone or with others) under any enactment or rule of law to adjudicate on any question affecting the rights, privileges, obligations or liabilities of any person,

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<sup>l</sup> Ordres en Conseil Vol. XXIII, p. 109.

<sup>m</sup> Order in Council No. XXIII of 2001.

<sup>n</sup> Order in Council No. XIV of 1999.

<sup>o</sup> Order in Council No. VIII of 2003.

**"nursing home"** means any premises used or intended to be used for the reception of, and the providing of nursing care for, persons suffering from any sickness, injury or infirmity, and includes a maternity home,

**"police officer"** means -

- (a) in relation to Guernsey, Herm and Jethou, a member of the salaried police force of the Island of Guernsey,
- (b) in relation to Alderney, a member of the salaried police force of the Island of Guernsey, or a member of any police force which may be established by the States of Alderney,
- (c) in relation to Sark, the Constable, the Vingtenier, or a member of the salaried police force of the Island of Guernsey,

**"relevant spent conviction"** refers to conviction of -

- (a) an offence involving fraud, dishonesty or terrorist financing,
- (b) an offence under any enactment (whether or not of the Bailiwick) relating to banking or other financial services, building societies, investment business, companies, insider dealing, market abuse or manipulation, consumer credit, consumer protection, credit unions, friendly societies, industrial and

provident societies, insurance, trusts and trusteeships, the regulation of fiduciaries, insolvency or money laundering,

- (c) an offence of perjury, or of attempting or conspiring to pervert the course of justice, or
- (d) an offence committed (whether under the law of the Bailiwick or elsewhere) in connection with or in relation to taxation, for which a person aged 21 years or more may be sentenced to imprisonment for a term of 2 years or more,

"**residential home**" means any establishment (other than a nursing home) the sole or main object of which is, or is held out to be, the provision of accommodation, whether for reward or not, for -

- (a) persons who are blind, deaf or dumb, or other persons who are substantially and permanently handicapped by illness, injury or congenital deformity,
- (b) the aged, or
- (c) both,

"**sensitive data**" includes sensitive personal data as defined by section 2 of the Data Protection (Bailiwick of Guernsey) Law, 2001<sup>P</sup>, other data in

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<sup>P</sup> Order in Council No. V of 2002.

respect of which a duty of confidence is owed, and data whose security is required to be maintained in the public interest,

**"special constable"** means a member of the special constabulary of the Island of Guernsey or a special constable appointed under section 3(1) of the Special Constabulary (Alderney) Ordinance, 2002,

**"States"** means the States of Guernsey,

**"States Departmental Senior Finance Officer"** means a post within the Guernsey Civil Service which is designated as such in accordance with any Resolution of the States<sup>q</sup>,

**"teacher"** includes a warden of a community centre, a leader of a youth club or similar institution, and a youth worker,

**"work"** includes -

- (a) work of any kind, whether paid or unpaid, and whether under a contract of service or apprenticeship, under a contract for services, or otherwise than under a contract, and
- (b) any office, whether established by or by virtue of an enactment or otherwise,

and related expressions are to be construed accordingly.

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<sup>q</sup> The current Resolution as at the commencement of this Ordinance is that of 27<sup>th</sup> May 1999 on Article VII of Billet d'État No. XI of 1999.

(2) The Interpretation (Guernsey) Law, 1948<sup>r</sup> shall apply to the interpretation of this Ordinance throughout the Bailiwick.

(3) Any reference in this Ordinance to an enactment or a States Resolution is a reference thereto as from time to time amended, replaced, re-enacted (with or without modification), extended or applied.

**Citation.**

**10.** This Ordinance may be cited as the Rehabilitation of Offenders (Bailiwick of Guernsey) Law, 2002 (Commencement, Exclusions and Exceptions) Ordinance, 2006.

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<sup>r</sup> Ordres en Conseil Vol. XIII, p. 355.

## SCHEDULE 1

Sections 3 and 6

### PROFESSIONS, OFFICES, EMPLOYMENTS AND OCCUPATIONS

#### PART I PROFESSIONS

1. Medical practitioner.
2. Advocate or other lawyer.
3. Accountant.
4. Dentist, dental hygienist, dental auxiliary.
5. Veterinary surgeon.
6. Nurse, midwife, health visitor.
7. Pharmacist, pharmaceutical chemist.
8. Ophthalmic optician, dispensing optician.
9. Teacher.

#### PART II OFFICES AND EMPLOYMENTS

1. Judicial appointments.
2. Her Majesty's Procureur, Her Majesty's Comptroller, or any employment in the Law Officers' Chambers.
3. Her Majesty's Greffier, or any of his deputies, or any office or employment at the Greffe.

4. The Greffier of Alderney, the Greffier of Sark, the deputy of either, or any employment in their offices.
5. Any office or employment as a police officer, special constable or police cadet, or the duties of which include assisting police officers.
6. Any office or employment in the States Customs and Immigration Service, or the duties of which include assisting customs officers.
7. Probation officers appointed under the Loi relative à la Probation de Délinquants, 1929<sup>s</sup>, and any appointment the duties of which include assisting probation officers.
8. Any employment or work concerned with the administration of, or otherwise normally carried out wholly or partly within the precincts of, the prison.
9. Any office or employment in the States Fire and Rescue Service, and any appointment the duties of which include assisting fire officers.
10. Any employment which is concerned with monitoring communications by means of the internet, for the purpose of child protection.
11. Member of the Guernsey Financial Services Commission appointed pursuant to section 1(3) of and Schedule 1 to the Financial Services Commission (Bailiwick of Guernsey) Law, 1987.
12. Any appointment or employment as an officer, servant or agent of the Guernsey Financial Services Commission.

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<sup>s</sup> Ordres en Conseil Vol. VIII, p. 365.

PART III  
REGULATED OCCUPATIONS

1. Firearms dealer.
2. Any occupation or work connected with, in the employment of, or undertaken by the holder of, or an applicant for, a licence, certificate, registration or any other permission required under the Gambling Laws.
3. Any occupation or work connected with, in the employment of, or undertaken by the holder of, or an applicant for, a licence under the Explosives Laws.
4. Any occupation or work connected with, in the employment of, or undertaken by the holder of, or an applicant for, a road service licence under the Public Transport Ordinance, 1986<sup>t</sup>.

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<sup>t</sup> Recueil d'Ordonnances, Tome XXIII, p 351; Tome XXIV, pp 103 and 265; Tome XXV, p 211; Tome XXVI, pp 152 and 370; Ordinance Nos. VI and XXI of 2001.

## SCHEDULE 2

Section 3(1)(d)

### EXCEPTED LICENCES, CERTIFICATES, PERMITS ETC.

1. Firearms certificates and shot gun certificates and any other certificate, licence or permit issued under the Firearms Laws.
2. Licences issued under the Explosives Laws authorising a person to keep, sell or import fireworks or other explosives.
3. Licences issued under the Gambling Laws.
4. Road service licences issued under the Public Transport Ordinance, 1986.
5. Certificates of registration in relation to nurseries and child-minders issued under Part III of the Child Protection (Guernsey) Law, 1972<sup>u</sup>.
6. Registration under the Nursing Homes and Residential Homes (Guernsey) Law, 1976<sup>v</sup>.
7. Designation as an approved care provider under the Long-term Care Insurance (Guernsey) Law, 2002.
8. Permits issued under section 3 of the Employment Permits (Alderney) Law, 1975<sup>w</sup>.

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<sup>u</sup> Ordres en Conseil Vol. XXIII, p. 238.

<sup>v</sup> Ordres en Conseil Vol. XXVI, p. 71.

<sup>w</sup> Ordres en Conseil Vol. XXV, p. 31.

9. Registration under the Nursing and Residential Homes (Registration and Occupation) (Alderney) Law, 1987<sup>x</sup>.
  
10. Permits issued under section 3 of the Employment Permits (Sark) Law, 1987<sup>y</sup>.

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<sup>x</sup> Ordres en Conseil Vol. XXX, p. 371.

<sup>y</sup> Ordres en Conseil Vol. XXX, p. 228.

## SCHEDULE 3

Sections 4 and 6

### WORK WITH CHILDREN ETC

1. Any position where the normal duties include work in -
  - (a) a school which is exclusively or mainly for the education of children,
  - (b) a hospital or nursing home which is exclusively or mainly for children,
  - (c) an institution which is exclusively or mainly for the care or detention of children,

disregarding any work which is done on a part of the premises in which children are not looked after, or at times when children are not looked after.

2. Any position where the normal duties include caring for, training, supervising or being in charge of children, otherwise than in the course of the children's employment.
3. Any office or employment concerned with the provision of accommodation, care, leisure and recreational facilities, schooling, social services, supervision or training to children, where the normal duties of the position enable the holder to have contact with children; and any other work where the normal duties of the position are carried out wholly or partly on the premises where such provision takes place.

## WORK WITH VULNERABLE PERSONS

4. Any employment or work which is concerned with the provision of care services and of such a kind as to enable the employee or person engaged in that work to have access to any of the following persons in the normal course of his duties -

- (a) persons who are or have been ill,
- (b) persons who have or have had a mental disorder,
- (c) persons who are blind, deaf, dumb, disabled or infirm,
- (d) persons who are or have been dependent on alcohol or drugs,
- (e) other persons who are or may be unable to care for themselves, or to protect themselves against harm or exploitation, whether by reason of disability, age, illness or otherwise.

5. Any employment or work which is concerned with the provision of health services, and of such a kind as to enable the employee or person engaged in that work to have access to persons in receipt of such services in the normal course of his duties.

6. In this Schedule -

"care services" means -

- (a) any services, accommodation, nursing or personal care

provided in a nursing home, a residential home, or an approved care establishment, or

- (b) personal care or nursing or support for a person to live independently in his own home, or otherwise than in such a home or establishment as is mentioned in paragraph (a),

**"health services"** means services designed to secure improvement -

- (a) in the physical or mental health of persons within the Bailiwick or elsewhere, or
- (b) in the prevention, diagnosis and treatment of illness and disease,

and includes medical, dental, nursing, hospital, ambulance, ophthalmic, pharmaceutical, physiotherapy and similar services.

## SCHEDULE 4

Sections 5 and 6

### FINANCIAL AND RELATED SERVICES

1. Any licence, consent, authorisation, certificate, registration or other permission required to be obtained from the Guernsey Financial Services Commission by or under any enactment.
2. Any consent pursuant to the Control of Borrowing (Bailiwick of Guernsey) Ordinance, 1959.
3. Any office, occupation or work in the employment of, or undertaken on behalf of, the holder of a financial or related services permission.
4. Any office, occupation or work in the employment of, or undertaken on behalf of, an applicant for a financial or related services permission.

## SCHEDULE 5

Section 7

### EXCEPTED PROCEEDINGS

1. Proceedings in respect of a person's admission to, or disciplinary proceedings against a member of, any profession specified in Part I of Schedule 1, including proceedings before a Chambre de Discipline or the Royal Court in the exercise of their disciplinary jurisdiction in respect of Advocates.
2. Disciplinary proceedings against a holder of any appointment, office or employment specified in Part II of Schedule 1.
3. Proceedings before the appropriate Bailiwick Government authority established under the Gambling Laws with responsibility for the regulation of gambling.
4. Proceedings under the Firearms Laws in respect of -
  - (a) the registration of a person as a firearms dealer, the removal of a person's name from a register of firearms dealers or the imposition, variation or revocation of conditions of any such registration,
  - (b) the grant, renewal, variation or revocation of a firearm certificate,
  - (c) the grant, renewal, variation or revocation of a shot gun certificate, or

- (d) the grant of any other certificate, permit or authority.
5. Proceedings in respect of a determination by the States Education Department under the Education (Guernsey) Law, 1970<sup>z</sup> as to the suitability of a person -
- (a) for employment as a teacher in a school or establishment for further education, or in determining the extent to which a person may be employed as such a teacher, or
- (b) to be the proprietor of an independent school.
6. Proceedings in respect of an application for, or cancellation of, registration in respect of a nursing home or residential home under the Nursing Homes and Residential Homes (Guernsey) Law, 1976, or the Nursing and Residential Homes (Registration and Occupation) (Alderney) Law, 1987.
7. Proceedings under the Long-term Care Insurance (Guernsey) Law, 2002 by way of appeal against the variation, revocation or suspension of the designation of an approved care provider.
8. Proceedings connected with an application for a licence under the Explosives Laws concerning the fitness of the applicant to keep, sell or import fireworks or other explosives.
9. Proceedings held in respect of an application for the grant, renewal or variation of a road service licence under the Public Transport Ordinance, 1986.

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<sup>z</sup> Ordres en Conseil Vol. XXII, p. 318.

- 10.** In relation to a relevant spent conviction, any proceedings connected with or arising out of the exercise by the Commission of its functions under any enactment.
- 11.** Proceedings by way of appeal against, or review of, any decision taken, by virtue of any of the provisions of this Ordinance, on consideration of a spent conviction.
- 12.** Proceedings held for the receipt of evidence affecting the determination of any question arising in any proceedings specified in this Schedule.

SCHEDULE 6

Section 8

DISREGARD OF SERVICE DISCIPLINARY CONVICTIONS FOR CERTAIN  
PURPOSES

1. Any conviction mentioned in this Schedule is a conviction referred to in section 5(4)(c) of the Law (convictions to be disregarded for the purposes of extending a period of rehabilitation following subsequent conviction).
  
2. Any offence under any of the provisions of the Army Act 1955 or the Air Force Act 1955 listed in the first column of the following table -

<i>Provision</i>	<i>Subject Matter</i>
Section 29	Offences by or in relation to sentries, persons on watch etc.
Section 29A	Failure to attend for duty, neglect of duty etc.
Section 33	Insubordinate behaviour.
Section 34	Disobedience to lawful commands.
Section 34A	Failure to provide a sample for drug testing.
Section 35	Obstruction of provost officers.
Section 36	Disobedience to standing orders.
Section 38	Absence without leave.
Section 39	Failure to report or apprehend deserters or absentees.
Section 42	Malingering.
Section 43	Drunkenness.

Section 43A	Fighting, threatening words etc.
Section 44	Damage to, and loss of, public or service property etc.
Section 44A	Damage to, and loss of, Her Majesty's aircraft or aircraft material.
Section 44B	Interference etc, with equipment, messages or signals.
Section 45	Misapplication and waste of public or service property.
Section 46	Offences relating to issues and decorations.
Section 47	Billeting offences.
Section 48	Offences relating to requisitioning of vehicles
Section 50	Inaccurate certification.
Section 51	Low flying.
Section 52	Annoyance by flying.
Section 54	Permitting escape, and unlawful release of prisoners.
Section 55	Resistance to arrest.
Section 56	Escape from confinement.
Section 57	Offences in relation to courts-martial.
Section 61	Making of false statements on enlistment.
Section 62	Making of false documents.
Section 63	Offences against civilian population.
Section 69	Conduct to prejudice of military discipline or air force discipline.

3. Any offence under section 68 or 68A of the Army Act 1955 in relation to an offence under any of the provisions of that Act listed in paragraph 2.
4. Any offence under section 68 or 68A of the Air Force Act 1955 in relation to an offence under any of the provisions of that Act listed in paragraph 2.

5. Any offence under any of the provisions of the Naval Discipline Act 1957 listed in the first column of the following table -

<i>Provision</i>	<i>Subject matter</i>
Section 6	Offences by or in relation to sentries, persons on watch, etc
Section 7	Failure to attend for duty, neglect of duty, etc.
Section 11	Insubordinate behaviour.
Section 12	Disobedience to lawful commands.
Section 12A	Failure to provide a sample for drug testing.
Section 13	Fighting, threatening words etc.
Section 14	Obstruction of provost officers.
Section 14A	Disobedience to standing orders.
Section 17	Absence without leave etc.
Section 18	Failure to report deserters and absentees.
Section 21	Low flying.
Section 22	Annoyance by flying.
Section 25	Inaccurate certification.
Section 27	Malingering.
Section 28	Drunkenness.
Section 29	Damage to, and loss of public or service property etc.
Section 29A	Damage to, and loss of, Her Majesty's aircraft or aircraft material.
Section 29B	Interference etc. with equipment, messages or signals.
Section 30	Misapplication and waste of public or service property.
Section 31	Offences relating to issues and decorations.

Section 32	Billeting offences.
Section 33	Offences in relation to the requisitioning of vehicles etc.
Section 33A	Permitting escape, and unlawful release of prisoners.
Section 33B	Resistance to arrest.
Section 34A	False statements on entry.
Section 35	Falsification of documents.
Section 35A	Offences against civilian population.
Section 38	Offences in relation to courts-martial.
Section 39	Conduct to the prejudice of naval discipline.

6. Any offence under section 40 or 41 of the Naval Discipline Act 1957 in relation to an offence under any of the provisions of that Act listed in paragraph 5.