



**ARMED FORCES DISCIPLINE (EXEMPTIONS AND
MODIFICATIONS) AMENDMENT ORDER 1999**

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 15th day of February 1999

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 7 of the Armed Forces Discipline Act 1971, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following order.

ANALYSIS

- | | |
|----------------------------|--|
| 1. Title and commencement | 4. Detention |
| 2. Detention | 5. Order to apply only to offences committed after commencement of order |
| 3. New heading substituted | |

ORDER

1. Title and commencement—(1) This order may be cited as the Armed Forces Discipline (Exemptions and Modifications) Amendment Order 1999, and is part of the Armed Forces Discipline (Exemptions and Modifications) Order 1983* (“the principal order”).

(2) This order comes into force on 2 April 1999.

2. Detention—Clause 7 of the principal order is revoked.

3. New heading substituted—The heading above clause 8 of the principal order is amended by omitting the word “Servicemen”, and substituting the words “Members of the Armed Forces”.

4. Detention—(1) Clause 8 (1) of the principal order is amended by omitting the word “serviceman”, and substituting the words “member of the Armed Forces”.

(2) Clause 8 (2) of the principal order is amended by omitting the word “serviceman”, and substituting the words “member of the Armed Forces”.

5. Order to apply only to offences committed after commencement of order—This order applies only to proceedings relating to an offence committed after the commencement of this order.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force on 2 April 1999,—

- (a) Removes the prohibition in clause 7 of the Armed Forces Discipline (Exemptions and Modifications) Order 1983 on a sentence of detention being imposed on servicewomen by officers exercising summary powers, and by courts-martial;
- (b) Extends the provisions in clause 8 of that order (which relate to detention of servicemen under the age of 18 years) to all members of the Armed Forces.

The amendments in this order apply only to proceedings relating to offences committed after this order comes into force.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 18 February 1999.
This order is administered in the Ministry of Defence.