CIVIL COURTS, POLICE, ETC.

1956 No. 580

The Certificates of Arrest and Surrender of Deserters and Absentees (Air Force) Regulations, 1956

Made - - - -	16*th April*, 1956
Coming into Operation	1*st January*, 1957

The Secretary of State for Air, in exercise of the powers conferred upon him by section 189 of the Air Force Act, 1955(**a**), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as "The Certificates of Arrest and Surrender of Deserters and Absentees (Air Force) Regulations, 1956" and shall come into operation on the first day of January, nineteen hundred and fifty seven.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. Where, in pursuance of section 187 of the Air Force Act, 1955, a court of summary jurisdiction has dealt with a person as illegally absent, the certificate which is required by sub-section (1) of section 189 of that Act to be handed over with that person when he is delivered into air force custody shall be in the form specified in Part I of the Schedule to these Regulations and shall contain the particulars therein set out as to his arrest or surrender and the proceedings before the court.

3. Where, under section 188 of the Air Force Act 1955, a person is delivered into air force custody without being brought before a court the certificate which is required by sub-section (2) of section 189 of that Act to be handed over with him shall be in the form specified in Part II of the Schedule to these Regulations and shall contain the particulars therein set out relating to his surrender.

Nigel Birch,
One of Her Majesty's Principal Secretaries of State.

Air Ministry,
16*th April*, 1956.

(**a**) 3 & 4 Eliz. 2. c. 19.

(**b**) 52 & 53 Vict. c. 63.

SCHEDULE

PART I

Certificate in accordance with Section 189(1) *of the Air Force Act*, 1955

I certify that (full names)....., whose service particulars are given below, appeared before a court of summary jurisdiction at.....on the.....day of.....19.....in accordance with section 187 of the Air Force Act, 1955, having(a)..... at (place)....., at (hour).....on the..... day of.....19..... and was committed to civil custody/delivered to air-force custody(b) in accordance with the said section. The above facts were proved to the satisfaction of the court by the evidence of (names of witnesses)..... ..... Opportunity was given to cross-examine the witnesses. (Name of prisoner).....admitted that he illegally absented himself from (unit).....at (place)..... on (date)(c).....

Service particulars of the officer, warrant officer, non-commissioned officer or airman referred to above { No. ..... Rank ..... Name ..... Unit.....

Dated this.....day of.....19.....

Signature of { Justice of the Peace for(b)..... Sheriff

.....

(a) Enter here " surrendered to " or " been arrested by " as the case requires.
(b) Delete as necessary.
(c) Delete if inappropriate.

PART II

Certificate in accordance with Section 189(2) *of the Air Force Act*, 1955

I certify that (full names).....surrendered himself at (place)..... at (hour).....on the .....day of..... 19....., as being illegally absent from (unit)..... at (place)..... on (date)..... and gave the following particulars:—

No. .....
Rank.....
Name .....
Unit .....

Signature of officer of police in charge of police station where the above-named person surrendered or was taken on surrender } .....

Date.....

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations, which are made under section 189 of the Air Force Act, 1955, prescribe the form of certificate which must be handed over with an absentee or deserter from the regular air force when he is delivered into air force custody as a result of proceedings before a court of summary jurisdiction. They also lay down the form of certificate to be handed over when an absentee or deserter, who has surrendered himself to the police, is delivered into air force custody.

1956 No. 2051

The Fees for Certificates of Arrest and Surrender of Deserters and Absentees (Air Force) Regulations, 1956

Made - - - - 18*th December*, 1956
Coming into Operation 1*st January*, 1957

The Secretary of State for Air, in exercise of the powers conferred upon him by section 189 of the Air Force Act, 1955(**a**), and of all other powers enabling him in that behalf, hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as "The Fees for Certificates of Arrest and Surrender of Deserters and Absentees (Air Force) Regulations, 1956" and shall come into operation on the first day of January, nineteen hundred and fifty-seven.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. The fee payable under section 189 of the Air Force Act, 1955, to the clerk of a court of summary jurisdiction for a certificate of the arrest or surrender of a deserter or absentee shall be:—

(*a*) in the case of a clerk of a court of summary jurisdiction in Scotland—the sum of six shillings and sixpence ; and

(*b*) in any other case the sum of two shillings, or in a colony the equivalent amount of local currency.

Nigel Birch,
One of Her Majesty's Principal Secretaries of State.

Air Ministry.
18th December, 1956.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations, which are made under section 189 of the Air Force Act, 1955, prescribe the fees which are payable to clerks of courts of summary jurisdiction for certificates furnished in accordance with The Certificates of Arrest and Surrender of Deserters and Absentees (Air Force) Regulations, 1956 (S.I. 1956/580).

(**a**) 3 & 4 Eliz. 2. c. 19. (**b**) 52 & 53 Vict. c. 63.