STATUTORY INSTRUMENTS

1967 No. 1821

DEFENCE

The Royal Navy Terms of Service Regulations 1967

Made - - - -	8*th December* 1967
Laid before Parliament	14*th December* 1967
Coming into Operation	15*th December* 1967

The Defence Council, in exercise of the powers conferred upon them by section 2 of the Armed Forces Act 1966(a) and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation and commencement

1. These Regulations may be cited as the Royal Navy Terms of Service Regulations 1967 and shall come into operation on the 15th December 1967.

Interpretation

2.—(1) 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) In these Regulations, unless the context otherwise requires:—

"the relevant date" means, in relation to a person, the date of his engagement to serve in the Royal Navy except that in relation to a person who enters before attaining the age of 18 years, "the relevant date" means the date of that person's attaining the age of 18 years; and other expressions have the same meaning as in the Armed Forces Act 1966.

Duration of terms of engagement

3.—(1) A person may be entered in the Royal Navy for a term beginning with the date of his engagement to serve in the Royal Navy and ending on a date falling not later than 12 years after the relevant date.

(2) The term for which a person may be entered may be a term wholly of naval service or may be a term partly of naval service and partly of service with the Royal Fleet Reserve.

Re-engagement

4. A person in naval service who has attained the appropriate minimum age may, after giving notice to the competent naval authority and with the approval of that authority, which approval shall be notified to such person, be treated as if he had entered for an extended term (which may

(a) 1966 c. 45. (b) 1889 c. 63.

include service in the reserve) being a term not exceeding 22 years from the relevant date and specified in the notice and notification of approval; Provided that no person shall be treated under this regulation as if he had entered for a term longer than 12 years unless being a person entered for a term not exceeding 9 years' naval service he has completed 5 years' naval service or in any other case he has completed 7 years' naval service.

Continuance in service

5.—(1) A person in naval service may, at any time during the term for which he is entered, give to his commanding officer notice of his desire to continue in naval service after the end of that term for such a period not exceeding 5 years as may be specified in the notice; and, if the competent naval authority approve, he may, after the end of that term, be continued as a person in naval service for the period specified in the notice in all respects but subject to paragraph (4) of this Regulation as if that term were still unexpired. The references in this paragraph to the term for which a person was entered shall, where the term has been extended under Regulation 4, be construed as references to the term as so extended.

(2) A person in naval service for the time being continued in service under paragraph (1) of this regulation may, before the date on which the period for which he is so continued will end, give to his commanding officer notice of his desire to continue further in naval service after that date for such period not exceeding 5 years as may be specified in the notice; and, if the competent naval authority approve, he may after that date be further continued as a person in naval service for the period specified in the notice in all respects but subject to paragraph (4) of this Regulation as if the term for which he was previously continued were still unexpired.

(3) Paragraph (2) of this Regulation shall apply to persons in naval service continued in service thereunder as it applies to such persons continued in service under paragraph (1) of this Regulation.

(4) Where a person is continued in naval service under this Regulation:—

(*a*) Regulation 4 shall not apply to him;

(*b*) he may claim his discharge at the expiration of the period of 3 months beginning with the date upon which he gives to his commanding officer notice of his wish to be discharged.

(5) "Commanding officer" means the officer commanding the ship, establishment or unit in which the person in question is serving.

Forms

6. The competent naval authority shall publish and provide forms of consents and notices for the purposes of these Regulations and references in these Regulations to consents or notices shall be construed as referring to such forms or to forms substantially to the like effect.

Competent Naval Authorities

7. In relation to the provisions of these Regulations specified in the first column of the Schedule to these Regulations and for the purposes specified opposite thereto in the second column of that Schedule, the persons specified opposite thereto in the third column of that Schedule shall, in addition to the Defence Council and Admiralty Board, be competent naval authorities.

Savings

8. These Regulations shall not affect the term of service (either as respects duration or as respects liability to naval service or any liability to serve in the reserve) for which any person in naval service is serving immediately before the commencement of these Regulations.

On behalf of the Defence Council.

Varyl Begg,
Maurice Foley,
Members of the Defence Council.

8th December 1967.

THE SCHEDULE Regulation 7

COMPETENT NAVAL AUTHORITIES

Column 1	*Column* 2	*Column* 3
Regulation 4 ...	For the purpose of approving the extension of the terms of service of a person in naval service	Commanding Officers of HM Ships and Establishments
Regulation 5 ...	For the purpose of approving the continuance in service of a person in naval service	The Director General of Naval Manpower The Director of Naval Recruiting Commanding Officers of HM Ships and Establishments
Regulation 6 ...	For the purpose of publishing and providing forms of consent and notices under these Regulations	The Head of Naval Personnel Division 1, Ministry of Defence

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations make provision as to terms of service in the Royal Navy.

Regulation 3 provides for terms of engagement to be of a duration of 12 years, or of a period less than 12 years.

Regulation 4 enables certain persons in naval service to extend their service with the approval of the competent naval authority up to 22 years.

Regulation 5 enables persons who have completed periods of naval service to remain in naval service with the consent of the competent naval authority. A person serving on such continued service under these Regulations is required to give 3 months' notice to obtain his discharge.

Regulation 7 and the Schedule state the persons who, in addition to the Defence Council and Admiralty Board, are the competent naval authorities for giving approvals under these Regulations.

Regulation 8 provides that the terms of service of persons entered before the commencement of these Regulations shall not be thereby prejudiced.