

SI 56/1984

DEFENCE (EVIDENCE) REGULATIONS

(SECTIONS 174, 184 and 205)

[Commencement 20th September, 1984]

Citation.

1. These Regulations may be cited as the Defence (Evidence) Regulations.

Interpretation.

2. In these Regulations unless the context otherwise requires —

“Provost officer” includes a Regulating Officer.

Certificate of
arrest or
surrender.
First Schedule.

3. Where under section 173 of the Defence Act a magistrate’s court has dealt with a person as illegally absent, the certificate which is required by subsection (1) of section 175 of the Defence Act shall be in the form specified in Part I of the First Schedule and shall contain the particulars there set out of his arrest or surrender and of the proceedings before the court.

Certificate of
surrender.

4. Where under section 174 of the Defence Act a person is delivered into custody without being brought before a magistrate’s court, the certificate which is required by subsection (2) of section 175 of the Defence Act shall be in the form specified in Part II of the First Schedule and shall contain the particulars there set out relating to his surrender.

First Schedule.

Certificate of
arrest or
surrender when
taken into
custody.
First Schedule.

5. Where a person has been taken into custody on arrest or surrender, the certificate which is required by paragraph (b) of subsection (3) of section 175 of the Defence Act shall be in the form specified in Part III of the First Schedule and shall contain the particulars there set out relating to his arrest or surrender.

Prescribed
service books
and documents.

6. The service books or other documents in which records may be made for the purposes of subsection (5) of section 184 of the Defence Act, which deals with admissibility of records in evidence, shall be those listed in the Second Schedule.

Second Schedule.

FIRST SCHEDULE (Regulation 3)**PART I****CERTIFICATE IN ACCORDANCE WITH SECTION 175(1)
OF THE DEFENCE ACT**

I certify that on the day of 19 there was brought to the magistrate's court at (place)

Pay number

Rank:

Name:

Unit:

a member of the Royal Bahamas Defence Force, alleged to be an illegal absentee who had been arrested by/surrendered to⁸(name of person who arrested or to whom surrender made) at (place) at(time) on the day of 19 (date) and that he was dealt with in accordance with the provisions of section 173 of the Defence Act.

⁹ The said member of the Royal Bahamas Defence Force admitted that he had been illegally absent from the said unit at (place from which he went absent, if known).

Dated this day of 19

.....(signature)

Magistrate

PART II (Regulation 4)**CERTIFICATE IN ACCORDANCE WITH SECTION 175(2)
OF THE DEFENCE ACT**

I certify that (full names) a member of the Royal Bahamas Defence Force 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 —

Pay number:

Rank:

⁸ Delete as appropriate

⁹ Delete this paragraph if no admission made

Name:

Unit:

Dated this day of 19.....

..... (signature)
Officer of police in charge of the police station where the above-named person surrendered or was taken on surrender who caused that person to be delivered into custody.

PART III (Regulation 5)

**CERTIFICATE IN ACCORDANCE WITH SECTION 175(3)(b)
OF THE DEFENCE ACT**

I,
(rank, name, unit) certify that
.....(pay number, rank, name and unit)
a member of the Royal Bahamas Defence Force/was arrested/
surrendered himself/¹⁰ at (place)
at (hour) on the.....
day of 19....

Dated this day of 19.....

..... (signature)
/Provost Officer/¹¹
/Officer in charge of guardroom/¹²
/Officer in charge of /^{13 14}
/Officer, corresponding to a Provost
Officer of a Commonwealth Force/¹⁵
where the person/arrested/surrendering/
¹⁶ was confined on being taken into
custody.

¹⁰ Delete as appropriate.
¹¹ Delete as appropriate.
¹² Delete as appropriate.
¹³ Place where absentee confined if not a guardroom.
¹⁴ Delete as appropriate.
¹⁵ Delete as appropriate.
¹⁶ Delete as appropriate.

SECOND SCHEDULE (Regulation 6)
**DEFENCE FORCE BOOKS AND FORMS ADMISSIBLE
IN EVIDENCE**

Serial	Book or Form	Code or Catalogue
1	Leave pass	10
2	Absentee Register	11
3	Absentee Register (Reserve)	11a
4	Correspondence Register	16
5	Stores Lost or Damaged	126
6	Navigating Officer's Note Book	140
7	Ship's Log	141
8	Food Issue and Return	150
9	Victualling Report (Sea)	151
10	Victualling Report (Shore)	152
11	Coral Harbour Galley Statement	153
12	Armament and Magazine Log	180
13	Duty Watch Log	209
14	Keyboard Log	210
15	Transport Log	220
16	Report of Collision and Grounding	232
17	Record of Investigation Forms	241-247
18	Delay Report Forms	248-249
19	Engine Log	2026
20	Planned Maintenance Card	2027

**DEFENCE (REGULAR FORCE ENLISTMENT AND
SERVICE) REGULATIONS**

*SI 43/1984
5 cf 1988
SI 34/1988*

(SECTION 205)

[Commencement 20th September, 1984]

1. These Regulations may be cited as the Defence (Regular Force Enlistment and Service) Regulations. Citation