

SECOND SCHEDULE

(Regulation 7)

FROM OF WARRANT TO WARRANT OFFICER
Warrant

The Defence Board.

To.....

By virtue of the Authority granted to us under the Defence Act, we do hereby constitute and Appoint you the said.....to be a Warrant Officer, in the Antigua and Barbuda Defence Force from the..... day of20..... and to continue in the said Office during the pleasure of the Defence Board. You are therefore carefully and diligently to discharge your Duties as such by doing and performing all manner of things thereunto belonging, as required by or under the Defence Act or any regulations made thereunder, and you are to observe and follow such Orders and Directions as you shall receive from your Commanding Officer, or any other superior officer, according to the Rules and Discipline of War.

Made this day of , 2013

.....
Chairman, Defence Board.

Made this 2nd day of May, 2013.

Sen. Hon. Dr. Errol Cort,
Minister of National Security & Labour.



THE DEFENCE (ANTIGUA AND BARBUDA DEFENCE FORCE RESERVE) REGULATIONS, 2013

STATUTORY INSTRUMENT

2013, No. 20

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you will be employed on those duties or, as the case may be, trained and employed in that trade, so far as the requirements of the service permit.

5. You may be discharged at any time during your engagement by order of a competent military authority as a result of irregularities concerning your enlistment, for disobedience of orders while on duty, neglect of duty, misconduct or other sufficient cause.

6. If at the time when your term of service expires you are on actual service as stated in paragraph 3, you will not be entitled to be discharged until such time as your actual service is determined.

- Q. 11. Have you ever been cashiered, dismissed, discharged with disgrace with ignominy or for misconduct from Her Majesty's naval, military or air forces or from any Commonwealth Force or from any police force?
- Q. 12. Have you truly stated the whole, if any, of your previous service?
- Q. 13. Have you at any time been convicted by any civil court of any offence? If so, give particulars.
- Q. 14. Have you ever been rejected for service in Her Majesty's naval, military or air force or in any Commonwealth force or in any police force; If so, on what grounds?
- Q. 15. Have you received a Notice Paper setting out the questions to be answered on attestation, and the general conditions of the engagement to be entered into, and do you understand the contents of the Notice Paper and wish to be enlisted?
- Q. 17. Are you willing to serve in Antigua and Barbuda Defence Force Reserve or in such other forces as may be raised under the Defence Act, provided Her Majesty shall so long require your services, for a term ofyears?

On signing the declaration and taking the Oath of Allegiance or making a solemn declaration, you will become a member of the Antigua and Barbuda Defence Force Reserve and subject to discipline under the Defence Act.

GENERAL CONDITIONS OF ENGAGEMENT

1. You will be enlisted for part-time service in such Forces as may be raised under the Defence Act, for such time as is agreed on attestation, provided that your services are required.
2. You will be enlisted in the rank of a private. Subsequent promotion will depend on vacancies in the establishment but if you had prior service in Her Majesty's military Force such service will be considered.
3. When you have been enlisted, you will be subject to the provisions of the Defence Act, for the time being in force, and you will be required to carry out whatever duties may be ordered by those in authority over you. You will be liable to be called out to serve under the rules and regulations pertaining to the Regular Forces at any time if by reason of any internal emergency threatening the security or life or property, the Governor General by proclamation, or the Defence Board calls out the National Reserve for actual service.
4. No guarantee can be given that you will be employed on any particular duties but where you are enlisted with a view to performing particular duties of being trained in a particular trade,

THE DEFENCE (ANTIGUA AND BARBUDA DEFENCE FORCE RESERVE) REGULATIONS, 2013

ARRANGEMENT

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SCHEDULES

ANTIGUA AND BARBUDA

THE DEFENCE (ANTIGUA AND BARBUDA DEFENCE FORCE RESERVE) REGULATIONS, 2013

2013, NO. 20

THE DEFENCE (ANTIGUA AND BARBUDA DEFENCE FORCE RESERVE) REGULATIONS, 2013 made by the DEFENCE BOARD in exercise of the powers contained in section 229 of the Defence Act, 2006 No. 10 of 2006.

1. Short title

These Regulations may be cited as the Defence (Antigua and Barbuda Defence Force Reserve) Regulations, 2013.

Terms and Conditions of Service of Soldier

2. Terms of enlistment and re-engagement

(1) The term of service for which, in accordance with subsection (1) of section 201 of the Act, a person may be enlisted in the First Class of Reserve shall be a term of 6 months or 6 years, or 9 years, or 12 years as the case may be.

(2) The period of service for which, in accordance with subsection (4) of section 201 of the Act, a soldier of the First Class of the Reserve may be re-engaged for a period of 6, 9 or 12 years, beginning with the expiration of his then current engagement.

(3) The term of service for which, in accordance with subsections (3) of section 201 of the Act, a person may be enlisted, or a soldier of the Second Class of the Reserve may be re-engaged, in the Second Class of Reserve shall be the period beginning –

- (a) in the case of enlistment, from the date of his attestation; and
- (b) in the case of re-engagement, from the expiration of his then current engagement, and terminating on his sixty fifth birthday.

3. Form of notice paper First Schedule

The form of Notice Paper set out in the First Schedule or a form substantially to the like effect shall be the notice to be given, in accordance with subsection (1) of section 20 of the Act as applied by paragraph (a) of subsection (2) of section 200 of the Act to a person offering to enlist in the Reserve.

FIRST SCHEDULE

(Regulation 3)

THE ANTIGUA AND BARBUDA DEFENCE FORCE RESERVE NOTICE PAPER

NOTICE TO BE GIVEN UNDER SECTION 201 OF THE DEFENCE ACT, TO A PERSON OFFERING TO ENLIST IN THE ANTIGUA AND BARBUDA DEFENCE FORCE RESERVE

This Notice Paper sets out the questions you will be required to answer before the Officer who will attest you for the Antigua and Barbuda Reserve and the General Conditions of the various engagements.

QUESTIONS TO BE PUT TO THE RECRUIT BEFORE ENLISTMENT

- Q. 1. What is your full name?
- Q. 2. What is your address
- Q. 3. State day, month and year of your birth. (submit birth certificate)
- Q. 4. Where were you born
- Q. 5. What is your nationality now
- Q. 6. What was the nationality at birth of –
 - (a) yourself?
 - (b) your father?
 - (c) your mother?
 - (d) your wife/husband
- Q. 7. Are you single, married, widowed, or divorced?
- Q. 8. How many children are dependent on you?
- Q. 9. What is your trade or calling?
- Q. 10. Do you belong to, or have you ever served in, Her Majesty's naval, military or air forces or in any Commonwealth force, or in any police force? State which and the periods of service and the reason for, and date of discharge.

(2) Every officer or soldier of the Reserve who fails to comply shall, in addition to any report made under paragraph (1), report in writing, giving his permanent address, to the officer in charge of records of the Reserve once in every year.

(3) Any officer or soldier of the Reserve who fails to comply with the provisions of this regulation shall be liable on summary conviction to a fine not exceeding five hundred dollars.

Medical Treatment

15. Medical Treatment

Whenever the Antigua and Barbuda Defence Force Reserve is on permanent or temporary service or when attending annual camp, the officers and soldiers will be entitled to free medical attendance and treatment as in accordance with the Force policy for a Regular member of the Force.

4. Method of attestation

(1) The recruiting officer shall satisfy himself that the person offering to be enlisted in the Reserve understands the contents of the Notice Paper and the conditions of engagement upon which he is about to enter, and he shall warn the person to be enlisted that if he knowingly gives false answers to the questions in the Notice Paper which is given to him, he will be liable to be punished as provided by the Act.

(2) The recruiting officer shall read or cause to be read to the person the questions set out in the Notice Papers and shall ensure that the answers are duly recorded thereon.

(3) The recruiting officer shall then ask the person to make and sign the declaration set out in the Notice Paper as to the truth of the answers and shall administer to him the Oath of Allegiance set out in the Notice Papers:

Provided that if the person objects to be sworn and states as a ground of his objection either that he has no religious or that the taking of an oath is contrary to his religious belief or if it is not reasonable to administer an oath to such a person in the manner appropriate to his religious belief the person shall be required to make a solemn affirmation instead of taking the oath.

(4) Upon signing the declaration in the Notice Papers and upon taking the oath or, as the case may be, making a solemn affirmation, the person shall become a soldier of the Reserve.

(5) The recruiting officer shall by signing the Notice Paper confirm on the Notice Paper that the requirements of the Act and these Regulations have been duly complied with and shall deliver the attestation paper duly dated to the officer in charge of records of the Reserve who shall signify that the person is finally approved for service by signing the Notice Paper in the appropriate place.

5. Competent Military Authority

For the purpose of sections 200 and 201 of the Act, the commanding officer shall be the competent military authority –

6. Promotion

(1) The Chief of Defence Staff may authorize the substantive promotion of a soldier;

Provided that if the soldier is serving on the posted or attached strength of unit, no such promotion shall be made except upon the recommendation of the commanding officer of that unit.

(2) The commanding officer of a unit may appoint a soldier to hold as acting rank in order to fill a vacancy on the authorized establishment of that unit.

7. Warrants to warrant officer-Second Schedule

A warrant in the form set out in the Second Schedule shall be signed by the Chairman and one other member of the Defence Board and shall be issued to every person appointed to the substantive rank of warrant officer.

8. Reduction in rank

In case of inefficiency or unsuitability –

- (a) a warrant officer, staff sergeant or sergeant may be reduced in rank by an officer in executive command not below the rank of Lieutenant Colonel;
- (b) a corporal or lance-corporal may be reduced in rank by an officer in executive command not below the rank of Major;
- (c) a soldier holding acting rank may be ordered by his commanding officer, or by an officer in executive command not below the rank of Major, to relinquish such rank and revert to his substantive rank or any lower acting rank.

9. Discharge

For the purposes of subsection (1) of section 211 of the Act, the grounds upon which a soldier of the Reserve may be discharged shall be –

- (a) disobedience of orders, neglect of duty or misconduct as a soldier;
- (b) other misconduct (including conviction by a civil court on a charge which in the opinion of his commanding officer renders it undesirable for him to continue serving as a soldier):
- (c) failure to complete training liability;
- (d) medically unfit for service;
- (e) compassionate grounds;
- (f) inefficiency;
- (g) services no longer required for any other reason.

10. Compulsory Periods of training

Every officer and soldier of the First Class of the Reserve shall, in every year, carry out the following periods of training –

- (a) an annual camp of 14 days;
- (b) an annual classification course:

Provided that, with the approval of his commanding officer, an officer or soldier may interchange daily training and evening training periods on the basis that three training periods shall be the equivalent of a day's training and vice versa.

11. Course of instruction and attachment to the regular Force

The Chief of Defence Staff may, on the recommendation of the commanding officer of an officer or soldier of the First Class of the Reserve, authorize the attendance of such officer or soldier at a course of instruction or on attachment to a unit of Her Majesty's Forces. Any officer or soldier attending any course or attachment exceeding one week shall not be under any liability to attend annual camp during the training year in which the course or attachment is carried out.

12. Notification of training

(1) The place and time appointed for the training of any officer or soldier of the First Class of the Reserve at annual camp may be notified by means of a public notice exhibited at the headquarters of the sub-unit to which the officer or soldier concerned belongs or, if he does not belong to any sub-unit, at the headquarters of the unit to which he belongs. Such notification shall be sufficient notice of the time and place appointed for such training without any individual notification being made to the officer or soldier.

(2) For the purposes of subsection (1) of section 205 of the Act, the place where an officer or soldier of the Second Class of the Reserve shall attend when called out on permanent service shall be the Headquarters of the Antigua and Barbuda Reserve.

Call-out on temporary service

13. Place of attendance when called out

For the purposes of subsection (1) of section 202 of the Act, the place where an officer or soldier of the First Class of the Reserve shall attend when called out on temporary service or on permanent service shall be the headquarters of the sub-unit to which he belongs or, if he does not belong to a sub-unit, the headquarters of the unit to which he belongs.

Reporting of Reservists

14. Reporting

(1) Every officer and soldier of the Reserve shall report any change in his permanent address to the officer commanding his unit or sub-unit or, if he does not belong to any unit, to the officer in charge of Records of the Reserve.