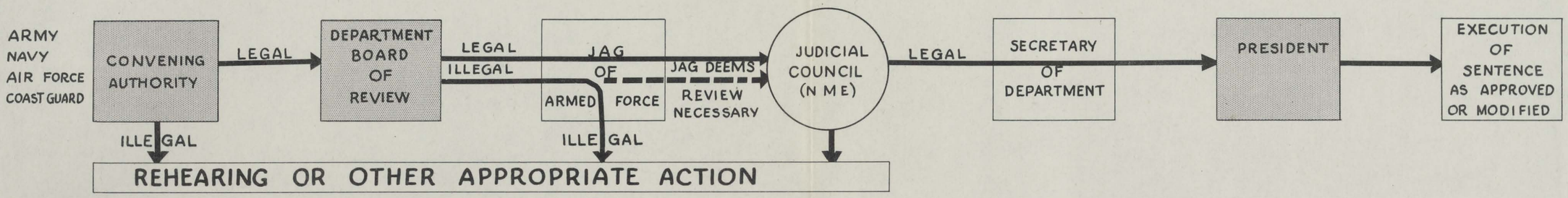
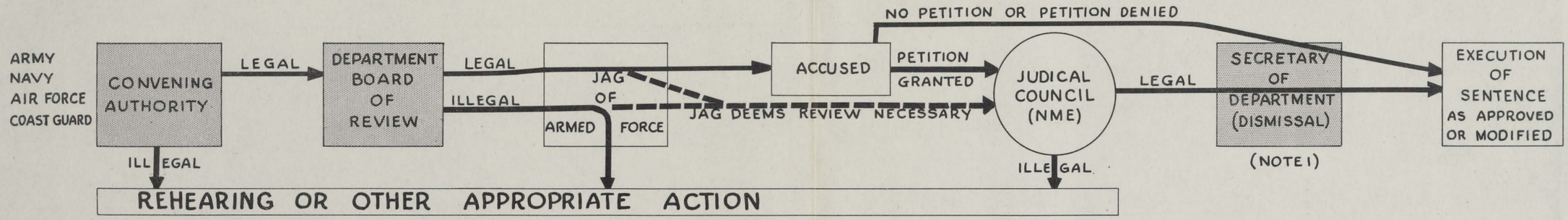
UNIFORM CODE OF MILITARY JUSTICE

GENERAL COURT — MARTIAL REVIEW

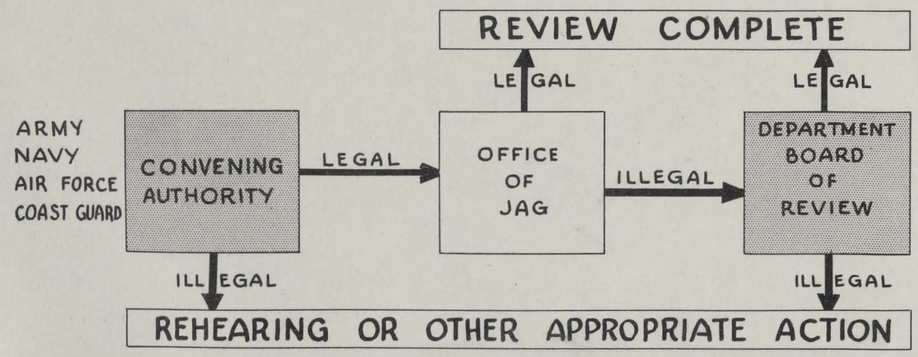
I. SENTENCES OF DEATH OR INVOLVING GENERAL OR FLAG OFFICER



II. SENTENCES EXTENDING TO DISMISSAL, DISCHARGE, OR CONFINEMENT IN EXCESS OF ONE YEAR.



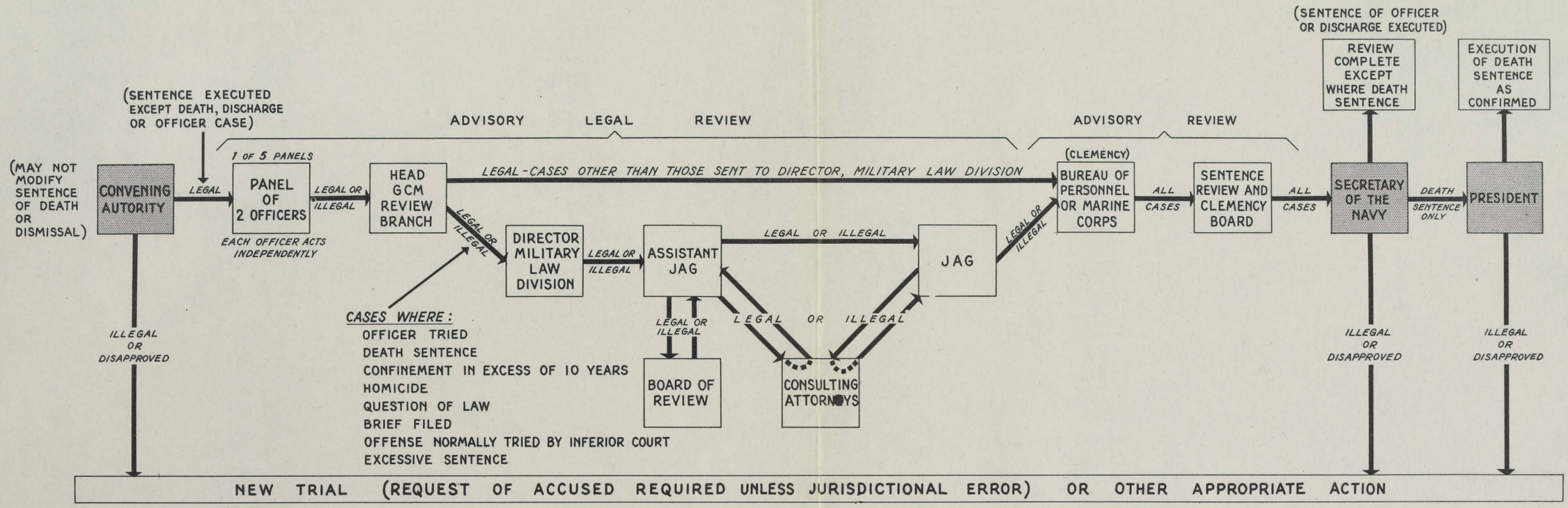
III. OTHER GENERAL COURT-MARTIAL SENTENCES.



NOTES:

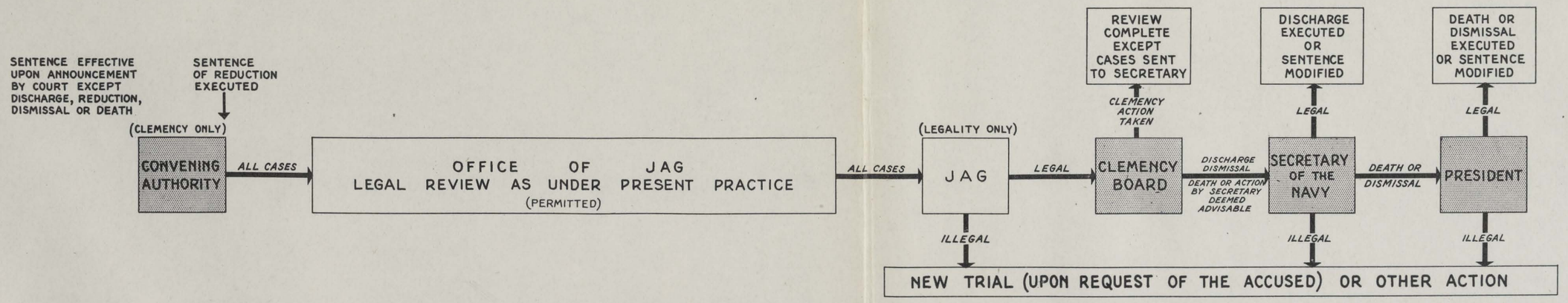
1. Secretary of Department must approve dismissal before execution and also controls residual clemency.
2. Shaded squares denote authorities with power to modify the sentence.

I. PRESENT NAVAL GENERAL COURT-MARTIAL REVIEW PROCEDURE



Notes: Power to confirm dismissal has been delegated by President to Secretary of the Navy.
Shaded squares denote authorities with power to modify sentence regardless of legality.

II. REVIEW OF NAVY GENERAL COURTS-MARTIAL UNDER PROPOSED AGN (S.1338)



Notes: Power to confirm dismissal may be delegated to Secretary of the Navy.
Shaded squares denote authorities with power to modify sentence regardless of legality.
Additional review by Board of Appeals upon petition of the accused within one year.

NG F132

APPELLATE REVIEW OF AIR FORCE GENERAL COURT-MARTIAL CASES

AND SPECIAL COURT-MARTIAL CASES INVOLVING A BAD CONDUCT DISCHARGE

UNDER THE 1949 ARTICLES OF WAR

LEGEND –

- LEGALLY SUFFICIENT
- LEGALLY SUFFICIENT BUT MODIFICATION OR CONFIRMING ACTION BY JUDICIAL COUNCIL DEEMED NECESSARY BY BOARD OF REVIEW OR JAG
- NOT LEGALLY SUFFICIENT OR ERRORS AND IRREGULARITIES
- AUTHORITY HAVING CLEMENCY POWERS

CHART I

ALL SENTENCES OF A COURT-MARTIAL CONVENED BY PRESIDENT

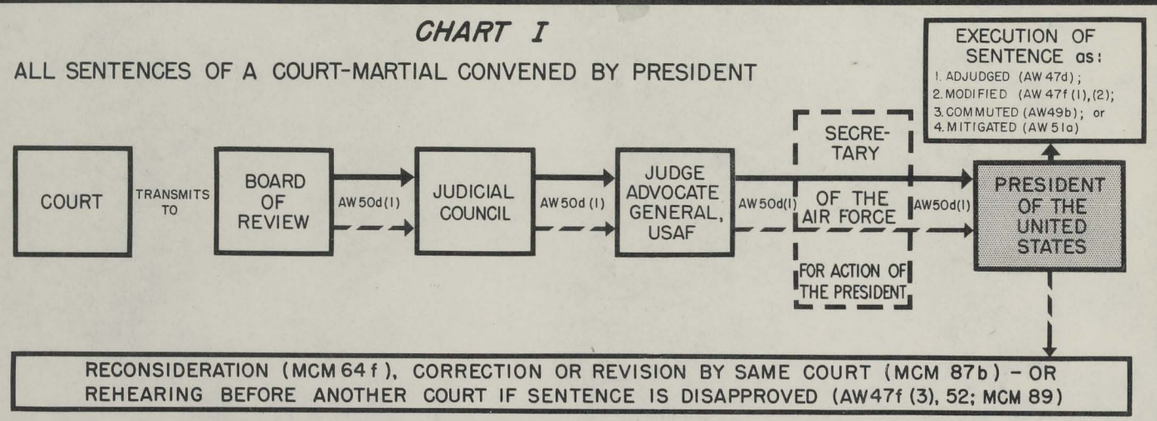


CHART II

SENTENCES OF DEATH OR INVOLVING A GENERAL OFFICER (AW48a)

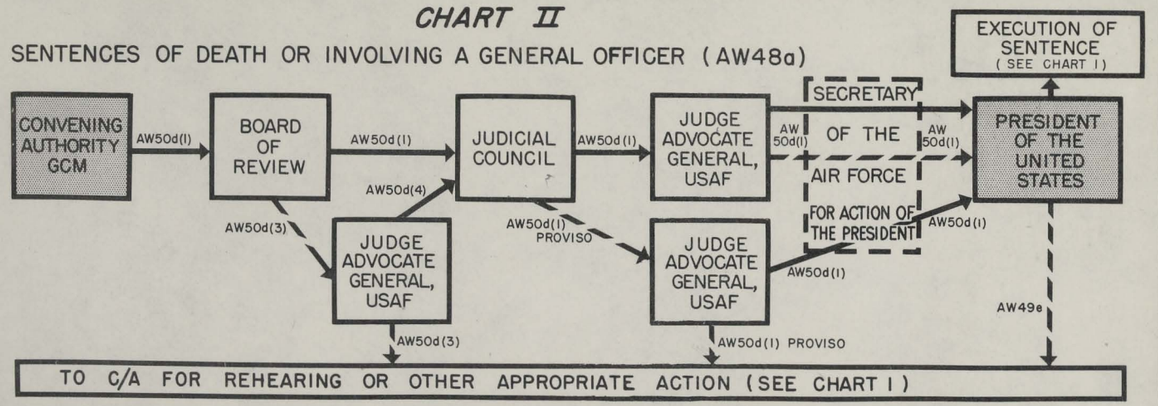


CHART III

SENTENCES INVOLVING:

1. DISMISSAL OF OFFICER OTHER THAN GENERAL OFFICER
2. DISMISSAL OR SUSPENSION OF CADET
3. LIFE IMPRISONMENT

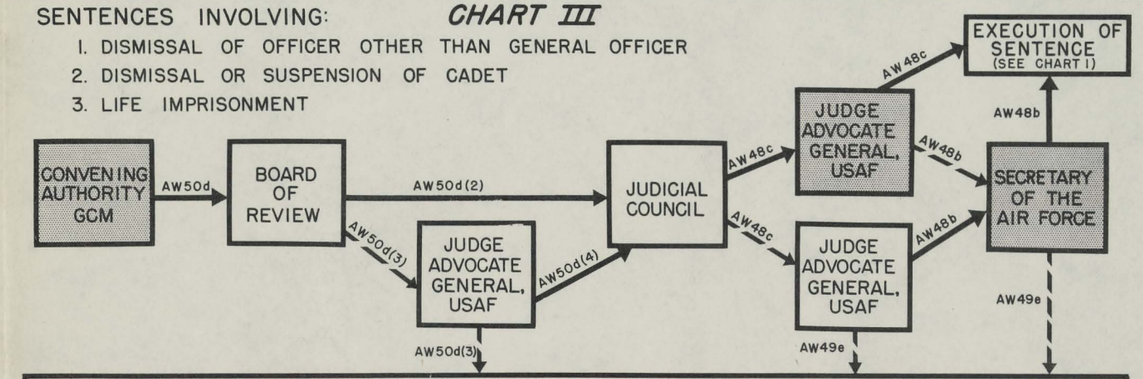


CHART IV

SENTENCES INVOLVING:

1. DISHONORABLE DISCHARGE
2. BAD CONDUCT DISCHARGE
3. PENITENTIARY CONFINEMENT

EXECUTION OF SENTENCES 1 AND 2, IF AW47d COMPLIED WITH AND D.D. OR B.C.D. IS SUSPENDED (SEE NOTE)

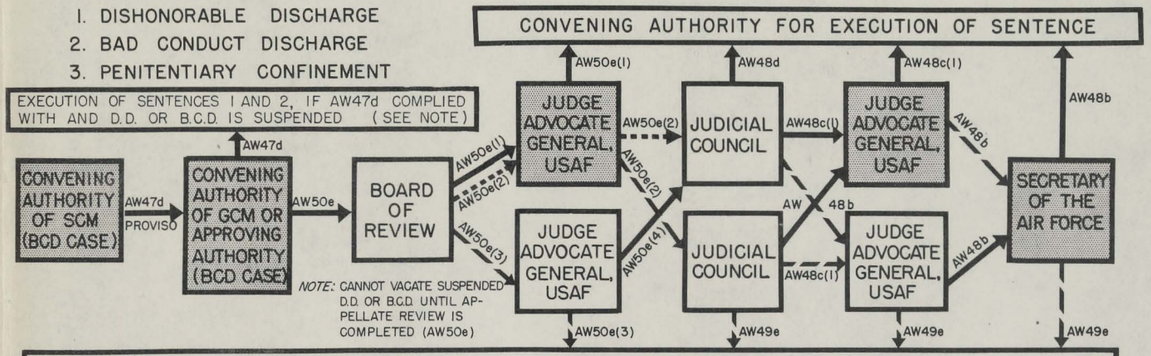
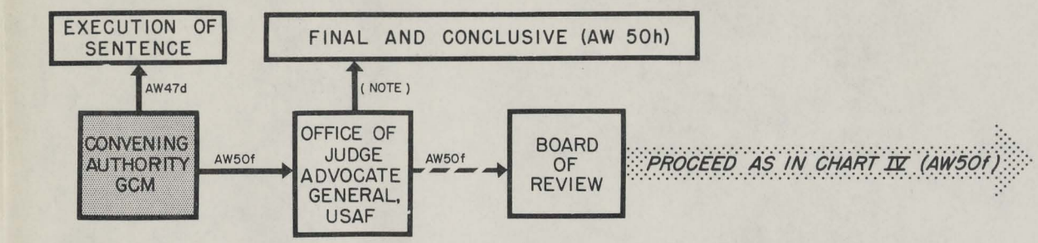


CHART V

ALL OTHER GENERAL COURT-MARTIAL CASES



NOTE:
THE JUDGE ADVOCATE GENERAL, UNITED STATES AIR FORCE, MAY EXERCISE CLEMENCY (AW51a), GRANT A NEW TRIAL, OR RESTORE RIGHTS, PRIVILEGES AND PROPERTY (AW53).

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