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DEPARTMENT OF NATIONAL DEFENCE

- Army -

HQC 3040-5 (Org 1)

OTTAWA - 1 Dec 55

Homosexuality and Gross Indecency
Policy Governing Release

1. A recent review of cases which have involved aberrations of behaviour of a homosexual or grossly indecent nature, discloses that they are not being dealt with in a uniform manner.
2. Normally these cases fall into three categories, each requiring release action as follows:
 - a. a member, who has been sentenced by a service tribunal to be dismissed from the service, will be released under item 1(a) or 1(b) of the table to QR(Army) 15.01 (Misconduct);
 - b. in the majority of other cases where a member has been convicted of an offence, he will be released under item 2(c) of the table to QR(Army) 15.01 (Unsatisfactory Conduct);
 - c. where a member has not been convicted of an offence but has confessed to aberrations of behaviour or to character deviations of the type under review or has given sufficient grounds for suspicion in relation thereto, he will be released under item 5(b)(ii) of the table to QR(Army) 15.01 (being considered unsuitable for reasons other than misconduct, inefficiency, or medical unfitness).
3. The above is forwarded for guidance when dealing with cases of this nature.

(sgd) RB MacDougall, Col
for (M.L. Brennan)
Major-General
Adjutant-General

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