

**EXPLANATORY STATEMENT**  
**AUSTRALIAN CAPITAL TERRITORY**  
**REMAND CENTRES (AMENDMENT) ORDINANCE 1986**  
**NO. 25 OF 1986**

The Remand Centres (Amendment) Ordinance 1986 ("the Amending Ordinance") amends the Remand Centres Ordinance 1976 ("the Principal Ordinance") to remove a technical problem which arose in section 15 of the Principal Ordinance. That section specifies the categories of people who may be detained in a remand centre.

Sub-section 15(1) of the Principal Ordinance specifies the persons who may be detained in a remand centre. Sub-section 15(3) of the Principal Ordinance provided that a convicted person, other than a convicted person referred to in section 15(1) shall not be detained in a remand centre.

The combined operation of sub-sections 15(1) and 15(3) of the Principal Ordinance was such that a person found guilty and remanded for sentence was required to be detained during the remand period in a New South Wales jail pursuant to arrangements between the Commonwealth and that State for the detention of prisoners. This caused unnecessary inconvenience and expense.

The problem has been overcome by the Amending Ordinance, which removes the reference to a "convicted" person in sub-section 15(3) of the Principal Ordinance. The amended sub-section now provides that a person, other than a person referred to in sub-section 15(1) of the Principal Ordinance, shall not be detained in a remand centre.

Ord 14/85