

Australian Capital Territory

## **Bail Regulations 1992    No 30**

made under the

**Bail Act 1992**

### **Republication No 2**

Republication date: 12 December 2001

Last amendment made by Act 2001 No 44

Amendments incorporated to 12 September 2001

Authorised by the ACT Parliamentary Counsel

## About this republication

### The republished law

This is a republication of the *Bail Regulations 1992*, made under the *Bail Act 1992* as in force on 12 December 2001. It includes any amendment, repeal or expiry affecting the republished law to 12 September 2001 and any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes).

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

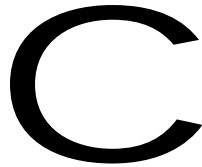
### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

### Penalties

The value of a penalty unit for an offence against this republished law at the republication date—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



Australian Capital Territory

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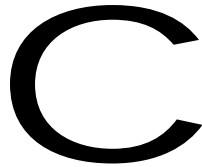
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Amendments incorporated to  
12 September 2001



Australian Capital Territory

## **Bail Regulations 1992**

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**1 Citation**

These regulations may be cited as the *Bail Regulations 1992*.

**4 Service of notice under Act, s 34 (4) (c)**

A notice under the Act, section 34 (4) (c) advising an accused person of the place, date and time to which proceedings are adjourned or postponed shall be given or sent to the accused person by delivering the notice to him or her or by leaving the notice at his or her last-known or usual place of residence or business with a person who is apparently resident or employed at that place and apparently over the age of 16 years.

**5 Request for review under Act, div 6.1**

A request under the Act, section 38 for the review of a decision relating to bail for an accused person may be made—

- (a) by the accused person or a representative of the accused person; and
- (b) either orally or in writing.

**6 Limitations on applications for review of bail decisions**

- (1) An accused person may not make more than 1 application under the Act, section 38 for the review of a decision relating to bail on the same grounds.
- (2) An accused person may not apply under the Act, section 38 for the review of a decision relating to bail where the conducting of the review would prevent the accused person from attending court as required in relation to an offence with which he or she has been charged.

## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnotes.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

If the republished law includes penalties, current information about penalty unit values appears on the republication inside front cover.

### 2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	p = page
cl = clause	par = paragraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	prov = provision
exp = expires/expired	pt = part
Gaz = Gazette	r = rule/subrule
hdg = heading	reg = regulation/subregulation
ins = inserted/added	renum = renumbered
LA = Legislation Act 2001	reloc = relocated
LR = legislation register	R[X] = Republication No
LRA = Legislation (Republication) Act 1996	s = section/subsection
mod = modified / modification	sch = schedule
No = number	sdiv = subdivision
o = order	sub = substituted
om = omitted/repealed	SL = Subordinate Law
	<u>underlining</u> = whole or part not commenced

## Endnotes

3 Legislation history

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### 3 Legislation history

These regulations were originally the *Bail Regulations*. They were renamed under the *Legislation Act 2001* as the *Bail Regulations 1992*.

From 11 May 1989 to 12 September 2001, regulations commenced on their notification day unless otherwise stated (see *Subordinate Laws Act 1989* s 6).

#### **Bail Regulations 1992 No 30**

notified 27 November 1992

commenced 27 November 1992

as amended by

#### **Bail Regulations (Amendment) 1994 No 43**

notified 20 December 1994

reg 1, reg 2 commenced 20 December 1994 (reg 1 (1))

remainder commenced 1 May 1995 (reg 1 (2))

#### **Legislation (Consequential Amendments) Act 2001 No 44 pt 31**

notified 26 July 2001 (Gaz 2001 No 30)

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 31 commenced 12 September 2001 (s 2 and Gaz 2001 No S65)

### 4 Amendment history

#### **Citation**

reg 1 am R2 LA

#### **Interpretation**

reg 2 om Act 2001 No 44 amdt 1.324

#### **Acknowledgment under paragraph 25 (1) (b)**

reg 3 om 1994 No 43 reg 3

#### **Notice that bail condition not satisfied**

reg 7 om 1994 No 43 reg 3

#### **Form of notice under subsection 48 (2) of the Act**

sch om 1994 No 43 reg 3



**5 Earlier republications**

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

<b>Republication No</b>	<b>Amendments to</b>	<b>Republication date</b>
1	1994 No 43	29 February 1996

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