



Australian Capital Territory

# **Bail Regulation 1992**

**SL1992-30**

made under the

**Bail Act 1992**

**Republication No 3**

**Effective: 2 November 2004 – 1 April 2021**

Republication date: 2 November 2004

Last amendment made by [A2001-44](#)  
(republishing includes editorial amendments  
under [Legislation Act](#))

## About this republication

### The republished law

This is a republication of the *Bail Regulation 1992*, made under the *Bail Act 1992* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 2 November 2004. It also includes any amendment, repeal or expiry affecting the republished law to 2 November 2004.

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 is—

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



Australian Capital Territory

# Bail Regulation 1992

made under the

**Bail Act 1992**

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Australian Capital Territory

## Bail Regulation 1992

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made under the

**Bail Act 1992**

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**1 Name of regulation**

This regulation is the *Bail Regulation 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 must be given or sent to the accused person by giving 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 16 years old.

**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 if 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 and expiries 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 endnote.

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.

### 2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	par = paragraph/subparagraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = gazette	renum = renumbered
hdg = heading	reloc = relocated
IA = Interpretation Act 1967	R[X] = Republication No
ins = inserted/added	RI = reissue
LA = Legislation Act 2001	s = section/subsection
LR = legislation register	sch = schedule
LRA = Legislation (Republication) Act 1996	sdiv = subdivision
mod = modified/modification	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

## Endnotes

3 Legislation history

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### 3 Legislation history

This regulation was originally the *Bail Regulations*. It was renamed under the [Legislation Act 2001](#).

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 Regulation 1992 SL1992-30**

notified 27 November 1992 ([Gaz 1992 No S217](#))

commenced 27 November 1992

as amended by

#### **Bail Regulations (Amendment) SL1994-43**

notified 20 December 1994 ([Gaz 1994 No S300](#))

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

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

#### **Legislation (Consequential Amendments) Act 2001 A2001-44 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 see [Gaz 2001 No S65](#))

### 4 Amendment history

#### **Name of regulation**

s 1 am R2 LA; R3 LA

#### **Interpretation**

s 2 om [A2001-44](#) amdt 1.324

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

s 3 om [SL1994-43](#) s 3

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

s 7 om [SL1994-43](#) s 3

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

sch om [SL1994-43](#) s 3



## 5 Earlier replications

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

Since 12 September 2001 every authorised replication has been published in electronic pdf format on the ACT legislation register. A selection of authorised replications have also been published in printed format. These replications are marked with an asterisk (\*) in column 1. Except for the footer, electronic and printed versions of an authorised replication are identical.

Replication No	Amendments to	Replication date
1	<a href="#">SL1994-43</a>	29 February 1996
2	<a href="#">A2001-44</a>	12 December 2001

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