

## New South Wales.



ANNO NONO

# GEORGII V REGIS.

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## Act No. 32, 1918.

An Act to authorise certain persons to grant bail to persons in custody; to amend the Police Offences Act, 1901, the Police Offences (Amendment) Act, 1908, and the Justices Act, 1902; and for purposes consequent thereon or incidental thereto. [Assented to, 3rd December, 1918.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

**1.** This Act may be cited as the "Justices (Bail) Short title. Amendment Act, 1918."  
**2.**

*Justices (Bail) Amendment.*

New section.

**2.** The following section is added to the Justices Act, 1902, and shall be read immediately after section one hundred and fifty-two, as inserted by the Justices (Amendment) Act, 1909 :—

Certain persons authorised to grant bail.

153. (1) Any officer of police of or above the rank of inspector, and any officer of police of or above the rank of sergeant in charge of a police station, and any gaoler shall have the same power of discharging any person who is in custody upon his entering into a recognizance, with or without sureties, for a reasonable amount, to appear before a justice or a court at the time and place named in the recognizance, or to comply with any order, or to perform any act, as a justice has under the provisions of this Act. When any such officer or gaoler refuses to discharge any such person on recognizance as aforesaid the person shall, if he so demands, be brought before a justice as soon as practicable, and the justice shall thereupon hear and determine the matter.

(2) Every recognizance entered into before any such officer or gaoler shall be of equal obligation on the persons entering into the same, and liable to the same proceedings for the estreating thereof, as if the same had been entered into before a justice.

(3) The officer or gaoler before whom such recognizance is entered into shall make such record of the proceedings, give such notices and perform such other duties as may be prescribed by rules made under the provisions of this Act.

By Authority :

WILLIAM APPEGATE GULLICK, Government Printer, Sydney, 1918.

[4d.]

*I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

W. L. S. COOPER,  
*Clerk of the Parliaments.*

*Legislative Council Chamber,  
Sydney, 27th November, 1918.*

## New South Wales.



ANNO NONO

# GEORGII V REGIS.

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## Act No. 32, 1918.

An Act to authorise certain persons to grant bail to persons in custody ; to amend the Police Offences Act, 1901, the Police Offences (Amendment) Act, 1908, and the Justices Act, 1902 ; and for purposes consequent thereon or incidental thereto. [Assented to, 3rd December, 1918.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

**1.** This Act may be cited as the "Justices (Bail) Amendment Act, 1918." Short title.

**2.**

*Justices (Bail) Amendment.*

New section. **2.** The following section is added to the Justices Act, 1902, and shall be read immediately after section one hundred and fifty-two, as inserted by the Justices (Amendment) Act, 1909:—

Certain persons authorised to grant bail.

153. (1) Any officer of police of or above the rank of inspector, and any officer of police of or above the rank of sergeant in charge of a police station, and any gaoler shall have the same power of discharging any person who is in custody upon his entering into a recognizance, with or without sureties, for a reasonable amount, to appear before a justice or a court at the time and place named in the recognizance, or to comply with any order, or to perform any act, as a justice has under the provisions of this Act. When any such officer or gaoler refuses to discharge any such person on recognizance as aforesaid the person shall, if he so demands, be brought before a justice as soon as practicable, and the justice shall thereupon hear and determine the matter.

(2) Every recognizance entered into before any such officer or gaoler shall be of equal obligation on the persons entering into the same, and liable to the same proceedings for the estreating thereof, as if the same had been entered into before a justice.

(3) The officer or gaoler before whom such recognizance is entered into shall make such record of the proceedings, give such notices and perform such other duties as may be prescribed by rules made under the provisions of this Act.

*In the name and on behalf of His Majesty I assent to this Act.*

W. E. DAVIDSON,  
Governor.  
Government House,  
Sydney, 3rd December, 1918.

This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

W. L. S. COOPER,  
Clerk of the Parliaments.

Legislative Council Chamber,  
Sydney, 26th September, 1918.

## New South Wales.



ANNO NONO

# GEORGII V REGIS.

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Act No. , 1918.

An Act to authorise certain persons to grant bail to persons in custody; to amend the Police Offences Act, 1901, the Police Offences (Amendment) Act, 1908, and the Justices Act, 1902; and for purposes consequent thereon or incidental thereto.

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

**1.** This Act may be cited as the "Justices (Bail) Amendment Act, 1918." Short title.

*Justices (Bail) Amendment.*

**2.** The following section is added to the Justices New section.  
Act, 1902, and shall be read immediately after section  
one hundred and fifty-two, as inserted by the Justices  
(Amendment) Act, 1909:—

- 5      153. (1) Any officer of police of or above the Certain  
rank of inspector, and any officer of police of persons  
or above the rank of sergeant in charge of a authorised to  
police station, and any gaoler shall have the same grant bail.  
10      power of discharging any person who is in custody  
upon his entering into a recognizance, with or without  
sureties, for a reasonable amount, to appear before  
a justice or a court at the time and place named in  
15      the recognizance, or to comply with any order, or to  
perform any act, as a justice has under the provisions  
of this Act. When any such officer or gaoler refuses  
to discharge any such person on recognizance as  
aforesaid the person shall, if he so demands, be  
20      brought before a justice as soon as practicable, and  
the justice shall thereupon hear and determine the  
matter.
- 25      (2) Every recognizance entered into before  
any such officer or gaoler shall be of equal obli-  
gation on the persons entering into the same, and  
liable to the same proceedings for the estreating  
thereof, as if the same had been entered into before  
a justice.
- 30      (3) The officer or gaoler before whom such  
recognizance is entered into shall make such record  
of the proceedings, give such notices and perform  
such other duties as may be prescribed by rules  
made under the provisions of this Act.

Legislative Council.

No. , 1918.

## A BILL

To authorise certain persons to grant bail to persons in custody; to amend the Police Offences Act, 1901, the Police Offences (Amendment) Act, 1908, and the Justices Act, 1902; and for purposes consequent thereon or incidental thereto.

[MR. GARLAND;—12 *September*, 1918.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

**1.** This Act may be cited as the "Justices (Bail) Amendment Act, 1918." Short title.

- Repeal. **2.** Sections fifty-eight of the Police Offences Act, 1901, and fourteen of the Police Offences (Amendment) Act, 1908, are hereby repealed.
- New section. **3.** The following section is inserted next after section thirty of the Justices Act, 1902 :— 5
- Certain persons authorised to grant bail. **30A.** (1) Any officer of police of or above the rank of inspector, and any officer of police in charge of a police station, and any gaoler shall have the same power of discharging any person who is in custody upon his entering into a recognizance, with or without 10 sureties, for a reasonable amount, to appear before a justice or a court at the time and place named in the recognizance, or to comply with any order, or to perform any act, as a justice has under the provisions of this Act. When any such officer or gaoler refuses 15 to discharge any such person on recognizance as aforesaid the person shall, if he so demands, be brought before a justice as soon as practicable, and the justice shall thereupon hear and determine the matter. 20
- (2) Every recognizance entered into before any such officer or gaoler shall be of equal obligation on the persons entering into the same, and liable to the same proceedings for the estreating thereof, as if the same had been entered into before 25 a justice.
- (3) The officer or gaoler before whom such recognizance is entered into shall make such record of the proceedings, give such notices and perform such other duties as may be prescribed by rules 30 made under the provisions of this Act.