

CORRECTIVE SERVICES

CS301

BAIL ACT 1982

BAIL AMENDMENT REGULATIONS 1991

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Bail Amendment Regulations 1991*.

Commencement

2. These regulations shall come into operation on the day on which the *Community Corrections Legislation Amendment Act 1990* comes into operation.

Principal regulations

3. In these regulations the *Bail Regulations 1988** are referred to as the principal regulations.

[*Published in the Gazette of 30 December 1988 at pp. 5043-80.]

Regulation 6 amended

4. Regulation 6 of the principal regulations is amended by inserting after the last item in the table at the foot of the regulation the following item—

“ 50F (5) Form 11—

Warrant to arrest defendant whose bail subject to a home detention condition has been revoked. ”.

Regulation 9 inserted

5. The principal regulations are amended by inserting after regulation 8 the following regulation—

Defendant to be given copy of conditions applicable to home detention condition

“ 9. A defendant who is granted bail subject to a home detention condition shall, when entering into the bail undertaking, be provided with and acknowledge in writing that he has been provided with a list of those conditions in rules made under section 50L of the Act that may be applied to him by the chief executive officer of corrective services while the defendant is subject to the home detention condition. ”.

Schedule amended

6. The Schedule to the principal regulations is amended by inserting after form 10 the following form—

“ Form 11 (reg. 6)

BAIL ACT 1982

[section 50F (5)]

WARRANT TO ARREST DEFENDANT WHOSE BAIL SUBJECT TO A HOME DETENTION CONDITION HAS BEEN REVOKED

To: —all members of the Police Force in the State of Western Australia;
—the superintendent or person in charge of any prison in the State;
—[name any other officer]

On [date] [name of defendant] “the defendant” of [address of defendant] appeared in the [court] at [place] charged with [describe offence(s)] and was granted bail subject to a home detention condition.

On [date] the chief executive officer of corrective services revoked the bail granted to the defendant.

This warrant commands anyone to whom it is directed to apprehend the defendant and to take him before an appropriate judicial officer.

Dated: [date].

Signed: [signature and designation of chief executive officer of corrective services or delegate].

[Prisoner's date of birth]. "

By His Excellency's Command,

L. AULD, Clerk of the Council.