

JM302

## JUSTICES ACT 1902

## JUSTICES (FORMS) AMENDMENT REGULATIONS (NO. 2) 1996

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Justices (Forms) Amendment Regulations (No. 2) 1996*.

**Commencement**

2. These regulations come into operation on the day on which the *Sentencing Act 1995* comes into operation.

**Principal regulations**

3. In these regulations the *Justices (Forms) Regulations 1982\** are referred to as the principal regulations.

[\* *Published in Gazette 6 August 1982, pp. 3059-64.*  
*For amendments to 10 September 1996 see 1995 Index to Legislation of Western Australia, Table 4, pp. 159-60 and Gazette 5 July 1996.*]

**Regulation 6 repealed and a regulation substituted**

4. Regulation 6 of the principal regulations is repealed and the following regulation is substituted —

“

**Warrants**

6. Forms 12, 13 and 14 are prescribed for the purposes to which they are respectively applicable.

”

**Schedule amended**

5. The Schedule to the principal regulations is amended by adding the following forms —

“

## Form 12

WESTERN AUSTRALIA Bail Act 1982, ss 48, 54, 56 Justices Act 1902, ss 97A, 135 Young Offenders Act 1994, s 43 Sentencing Act 1995, ss 14, 50, 79, 126, 129		<input type="checkbox"/> Supreme Court <input type="checkbox"/> District Court <input type="checkbox"/> Court of Petty Sessions <input type="checkbox"/> Children's Court At:	
<b>ARREST WARRANT</b>		CWI Warrant No.	
<b>To</b>	All police officers		
<b>Defendant or Offender</b>	Name:	Date of birth:	
	Address:		
<b>Command</b>	This warrant authorizes and commands any police officer to arrest the above person and to take the person to the above court to be dealt with according to law.		
<b>Reason for issue of warrant</b>	<input type="checkbox"/> Application by surety to cancel surety undertaking <input type="checkbox"/> Application by police officer to vary or revoke bail <input type="checkbox"/> Failure to comply with requirements of bail undertaking		
	<input type="checkbox"/> Non-appearance in accordance with notice to attend court		
	<input type="checkbox"/> Non-appearance in accordance with summons		
	<input type="checkbox"/> Offender to re-appear so the court can ascertain if the offender has complied with a conditional release order (CRO)		
	<input type="checkbox"/> Offender to appear at application to amend or cancel a conditional release order (CRO), a community based order (CBO) or an intensive supervision order (ISO)		
	<input type="checkbox"/> Alleged re-offending while subject to a CRO, CBO or ISO <input checked="" type="checkbox"/> Alleged re-offending while subject to a term of suspended imprisonment		
<input type="checkbox"/> Other (specify):			
<b>Relevant offences</b>	Charge/Indict No	Description of offence	
<b>Warrant issued by</b>	Signature:	Date:	
	Judicial Officer/Clerk of Arraigns		
<b>Execution details</b>	This person arrested on ... / ... / ... at ..... hours		
	at: by: of: Signature:	Regimental No: police station/division Date:	

## Form 13

WESTERN AUSTRALIA Justices Act 1902, s 79 Sentencing Act 1995, s 17		<input type="checkbox"/> Supreme Court <input type="checkbox"/> District Court <input type="checkbox"/> Court of Petty Sessions <input type="checkbox"/> Children's Court At:	
<b>REMAND WARRANT</b>			
<b>To</b>		All police officers Chief executive officer under the <i>Prisons Act 1981</i> .	
<b>Defendant or Offender</b>	Name:		Date of birth:
<b>Reason for issue of warrant</b>	The above person appeared before this court in relation to these offences and the proceedings were adjourned. This warrant authorizes and commands you to keep the person in custody until the remand date stated below, when you shall bring the person to this court at the place stated below;		
<b>Command</b>	unless before then bail, if granted, is entered into under the <i>Bail Act 1982</i> in accordance with the conditions below.		
<b>Offences</b>	Charge/Indict No	Description of offence	
<b>Bail granted</b>	<input type="checkbox"/> Yes (see below) <input type="checkbox"/> No		
<b>Remand date (if in custody)</b>	Date:	Time:	
	Place:		
<b>New hearing date (if bailed)</b>	Date:	Time:	
	Place:		
<b>Bail details</b>  Delete if not granted	Conditions of bail:		
	Surety to be approved by <input type="checkbox"/> JP <input type="checkbox"/> other (specify)		
<b>Warrant issued by</b>	Signature:		Date:
	Judicial Officer/Clerk of Arraignment		

## Form 14

WESTERN AUSTRALIA Justices Act 1902, s 123 Sentencing Act 1995, ss 78, 128, 132  <b>WARRANT OF COMMITTAL          TO ANOTHER COURT</b>	<input type="checkbox"/> District Court <input type="checkbox"/> Court of Petty Sessions <input type="checkbox"/> Children's Court  At:								
<b>To</b>	All police officers Chief executive officer under the <i>Prisons Act 1981</i> .								
<b>Defendant or Offender</b>	Name: _____ Date of birth: _____								
<b>Reason for issue of warrant  Command</b>	The above person appeared before this court and, in relation to these offences, was committed by this court to appear before another court. This warrant authorizes and commands you to keep the person in custody until — <ul style="list-style-type: none"> <li>• the criminal sittings stated below (or until a date in those sittings notified to you by the Supreme or District Court); or</li> <li>• the hearing date in the Children's Court stated below,</li> </ul> when you shall take the person to the other court; unless before then bail, if granted, is entered into under the <i>Bail Act 1982</i> and in accordance with the conditions below.								
<b>Offences</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 20%;">Charge/Indict No</th> <th>Description of offence</th> </tr> </thead> <tbody> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> </tbody> </table>	Charge/Indict No	Description of offence						
Charge/Indict No	Description of offence								
<b>Committal details</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%; padding: 5px;"> <input type="checkbox"/> Committed to the criminal sittings of —  <input type="checkbox"/> Supreme Court  <input type="checkbox"/> District Court            commencing on:         </td> <td style="width: 40%; padding: 5px;">Date: _____</td> </tr> <tr> <td style="padding: 5px;"> <input type="checkbox"/> To a hearing in the Children's Court on:         </td> <td style="padding: 5px;">At: _____</td> </tr> </table>	<input type="checkbox"/> Committed to the criminal sittings of — <input type="checkbox"/> Supreme Court <input type="checkbox"/> District Court commencing on:	Date: _____	<input type="checkbox"/> To a hearing in the Children's Court on:	At: _____				
<input type="checkbox"/> Committed to the criminal sittings of — <input type="checkbox"/> Supreme Court <input type="checkbox"/> District Court commencing on:	Date: _____								
<input type="checkbox"/> To a hearing in the Children's Court on:	At: _____								
<b>Date of committal</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%;"></td> <td style="padding: 5px;"><b>Bail granted</b>   <input type="checkbox"/> Yes (see below)   <input type="checkbox"/> No</td> </tr> </table>		<b>Bail granted</b> <input type="checkbox"/> Yes (see below) <input type="checkbox"/> No						
	<b>Bail granted</b> <input type="checkbox"/> Yes (see below) <input type="checkbox"/> No								
<b>Bail details</b>	Conditions for bail:  Delete if not granted      Surety to be approved by <input type="checkbox"/> JP <input type="checkbox"/> other (specify)								
<b>Warrant issued by</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Signature: _____</td> <td style="width: 30%;">Date: _____</td> </tr> <tr> <td colspan="2">Judicial Officer/Clerk of Arraignment</td> </tr> </table>	Signature: _____	Date: _____	Judicial Officer/Clerk of Arraignment					
Signature: _____	Date: _____								
Judicial Officer/Clerk of Arraignment									

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By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.