

## BAIL (AMENDMENT) BILL 1987

NEW SOUTH WALES



### EXPLANATORY NOTE

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

The object of this Bill is to amend the Bail Act 1978 so as to restrict the granting of bail by the Court of Criminal Appeal.

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Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act will, with minor exceptions, commence on a day to be appointed by the Governor-in-Council.

Clause 3 amends section 30 of the Principal Act (Power of Court of Criminal Appeal to grant bail) to provide that, unless there are special or exceptional circumstances, bail will not be granted by the Court of Criminal Appeal if an appeal is pending in that Court against a conviction on indictment or a sentence passed on conviction on indictment, or where an appeal from that Court is pending in the High Court in relation to the firstmentioned appeal.

Clause 4 is a transitional provision which provides that the proposed amendment to section 30 extends to bail applied for (but as yet not granted) before the commencement of the proposed Act.

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