

Evidence (Audio and Audio Visual Links) Regulation 2015

[2015-218]



New South Wales

Status Information

Currency of version

Historical version for 16 June 2023 to 13 July 2023 (accessed 28 November 2024 at 8:28)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Does not include amendments by**
[Statute Law \(Miscellaneous Provisions\) Act 2023 No 7](#) (not commenced — to commence on 14.7.2023)

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

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Evidence (Audio and Audio Visual Links) Regulation 2015



New South Wales

1 Name of Regulation

This Regulation is the *Evidence (Audio and Audio Visual Links) Regulation 2015*.

2 Commencement

This Regulation commences on 1 September 2015 and is required to be published on the NSW legislation website.

Note—

This Regulation replaces the *Evidence (Audio and Audio Visual Links) Regulation 2010* which is repealed on 1 September 2015 by section 10(2) of the *Subordinate Legislation Act 1989*.

3 Definition

(1) In this Regulation—

the Act means the *Evidence (Audio and Audio Visual Links) Act 1998*.

Note—

The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Regulation.

(2) Notes included in this Regulation do not form part of this Regulation.

4 Exemption from requirement to appear physically in bail proceedings

The following places are prescribed for the purposes of section 5BA(2)(e) of the Act—

- (a) the cells at Surry Hills Police Station, 151-241 Goulburn Street, Surry Hills,
- (b) Amber Laurel Correctional Centre, 1 Old Bathurst Road, Emu Plains,
- (c) the cells at Wollongong Police Station, corner of Church and Market Streets, Wollongong,
- (d) the Wagga Wagga Court Cells, Sturt Street, Wagga Wagga,

- (e) the cells at Riverina Juvenile Justice Centre, corner of Fernleigh and Glenfield Roads, Wagga Wagga,
- (f) the bail video room at Wilcannia Local Court, 89 Reid Street, Wilcannia,
- (g) Parkes Police Station, 3 Court Street, Parkes,
- (h) Tweed Heads Police Station, 83 Wharf Street, Tweed Heads,
- (i) Deniliquin Police Station, 405 Charlotte Street, Deniliquin,
- (j) the temporary police station, 7–9 Morrisset Street, Queanbeyan,
- (k) the Newcastle Justice Precinct (Newcastle Court), 343 Hunter Street, Newcastle,
- (l) Newtown Police Station, 222 Australia Street, Newtown.

4A COVID-19 pandemic—provision to facilitate appearance of accused by audio visual link not to apply to proceedings on indictment

Proceedings on indictment are prescribed for the purposes of section 22C(3) of the Act.

4B COVID-19 pandemic—extension of prescribed period

The **prescribed period** referred to in the Act, section 22C(9) ends at the beginning of 26 March 2022.

5 Savings

Any act, matter or thing that, immediately before the repeal of the [Evidence \(Audio and Audio Visual Links\) Regulation 2010](#), had effect under that Regulation continues to have effect under this Regulation.