

## JUSTICES (BAIL) AMENDMENT ACT.

### 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.]

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**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.** 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:— New section.

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. Certain persons authorised to grant bail.

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(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.