

## LEGISLATIVE COUNCIL

## BAIL FURTHER AMENDMENT BILL 2025

(Amendments and New Clauses to be proposed in Committee by JOE MCCRACKEN)

1. Clause 1, page 2, after line 2 insert—
  - "(iia) to provide that the following offences are to be Schedule 2 offences—
    - (A) robbery; and
    - (B) burglary; and
    - (C) the offence of committing an indictable offence on bail; and
    - (D) the offence of contravening certain conduct conditions of bail undertakings; and".
2. Clause 1, page 2, line 24, omit "offence." and insert "offence; and".
3. Clause 1, page 2, after line 24 insert—
  - "(c) to further amend the **Summary Offences Act 1966** so that the offence of contravening certain conduct conditions applies to children on bail."

## NEW CLAUSES

4. After clause 10 insert—
  - '10A Power of police officer, sheriff or authorised person**  
In the note at the foot of section 10(5) of the Principal Act, for "Schedule 2 offences" **substitute** "certain Schedule 2 offences".
  - 10B Power of bail justice to grant or refuse bail**  
In the note at the foot of section 10A(5) of the Principal Act, for "Schedule 2 offences" substitute "certain Schedule 2 offences".
  - 10C Treason, murder, certain other offences**  
In section 13(4) of the Principal Act—
    - (a) in paragraph (a), for "person." **substitute** "person; or".
    - (b) after paragraph (a) **insert**—
      - "(b) the offence to which section 4AA(2)(c) or (d) relates is—
        - (i) an offence referred to in item 30H of Schedule 2; or
        - (ii) an offence referred to in item 30I of Schedule 2; or
        - (iii) an offence of conspiracy to commit, incitement to commit or attempting to commit an offence referred to in item 30H or 30I of Schedule 2."

**10D Accused on 2 or more undertakings of bail**

- (1) In section 13A(1) of the Principal Act, after "a Schedule 2 offence" **insert** "(other than an offence excepted by subsection (3))".
  - (2) After section 13A(2) of the Principal Act **insert**—
    - "(3) The following offences are excepted for the purposes of subsection (1)—
      - (a) an offence referred to in item 30H or 30I of Schedule 2;
      - (b) an offence of conspiracy to commit, incitement to commit or attempting to commit an offence referred to in item 30H or 30I of Schedule 2.".'.
5. Clause 11, line 15, before "For" insert "(1)".
  6. Clause 11, after line 23 insert—
    - '(2) In item 22 of Schedule to the Principal Act, after paragraph (aab) **insert**—
      - "(aac) section 75 (robbery)
      - (aad) section 76 (burglary);".
    - (3) Before item 31 of Schedule 2 to the Principal Act **insert**—
      - "30H. An offence against section 30B (commit indictable offence while on bail).
      - 30I. An offence against section 49F of the **Summary Offences Act 1966** (contravening certain conduct conditions of bail undertakings).".'.
  7. Clause 22, after line 8 insert—
    - "(3) Section 49F(3) of the **Summary Offences Act 1966** is **repealed**.
    - (4) In section 49F(4) of the **Summary Offences Act 1966**, the definition of *child* is **repealed**".