

[AS REPORTED FROM THE JUSTICE AND LAW REFORM
COMMITTEE]

House of Representatives, 20 August 1991.

Words struck out are shown within bold round brackets.

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE HOUSE]

House of Representatives, 10 October 1991.

**[Clauses 31 and 32 of this Bill were formerly clauses 31
and 32 of the Bail (Miscellaneous Provisions) Bill: 12-2]**

Hon. D. A. M. Graham

DISTRICT COURTS AMENDMENT (NO. 2)

ANALYSIS

| | |
|---------------------------------|--------------------------|
| Title | 31. Powers of Court |
| 1. Short Title and commencement | 32. Consequential repeal |

A BILL INTITULED

An Act to amend the District Courts Act 1947

BE IT ENACTED by the Parliament of New Zealand as follows:

5 **1. Short Title and commencement**—(1) This Act may be cited as the District Courts Amendment Act (No. 2) 1991, and shall be read together with and deemed part of the District Courts Act 1947 (hereinafter referred to as the principal Act).

(2) This Act shall come into force on the **1st day of December 1991**.

10 **31. Powers of Court**—Section 28E of the principal Act (as inserted by section 9 of the District Courts Amendment Act 1980) is hereby amended by repealing subsection (2), and substituting the following subsections:

15 “(2) Any Court exercising jurisdiction under this Part of this Act may adjourn any trial and grant the accused person bail; and sections 46 to 50A, 53, 54, 55, and 57) of the Summary

No. 12—3C

Proceedings Act 1957, with any necessary modifications, shall apply.

“(2A) Where, by virtue of **subsection (2)** of this section or of any of the provisions applied by that subsection, an accused person is granted or refused bail, or any District Court Judge varies or revokes or substitutes or imposes any condition of bail, or refuses to vary or revoke or substitute or impose any condition of bail, the provisions of **sections 115D to 115F** of the Summary Proceedings Act 1957, as far as they are applicable and with all necessary modifications, shall apply accordingly.”

32. Consequential repeal—Section 3 of the District Courts Amendment Act (No. 2) 1982 is hereby consequentially repealed.