

HOUSE OF REPRESENTATIVES
SUPPLEMENTARY ORDER PAPER

Friday, the 21st day of November 1980

CRIMES AMENDMENT BILL

Proposed Amendment

Hon. Mr McLay, in Committee, to move the following amendment:

Clause 3: To insert on page 2, after subclause (2), the following subclause:

(2A) Section 379A of the principal Act (as so inserted) is hereby further amended by adding the following subsection:

"(6) Notwithstanding that an application for leave to appeal under subsection (1) (aa) of this section has been made, the Court may, if it is satisfied that it is in the interests of justice to do so, proceed with the trial without awaiting the determination of the application."

EXPLANATORY NOTE

The amendment allows a trial Judge to proceed with the trial, notwithstanding that an appeal is pending against an interlocutory order relating to the admissibility of evidence, if the Court is satisfied that it is in the interests of justice to do so.