

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 413.

Criminal Law (Bail).

GENERAL ANNOTATION.

ADMINISTRATION.

The administration of this Chapter was vested in the Minister for Justice at the date of its preparation for inclusion.

The present administration may be ascertained by reference to the most recent Determination of Titles and Responsibilities of Ministers made under Section 148(1) of the Constitution.

References in and in relation to this Chapter to—

“the Departmental Head”—should be read as references to the Secretary for Justice;

“the Department”—should be read as references to the Department of Justice.

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ARRANGEMENT OF SECTIONS.

1. Effect of release on bail, etc., on sentence.

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Being an Act to make it clear that no period during which a convicted person has been released on bail or on recognizance is taken into account in calculating any sentence of imprisonment to be served by him.

1. Effect of release on bail, etc., on sentence.

(1) Where in a criminal proceeding an accused person is released on bail or on recognizance, whether pending the hearing and determination of an appeal or otherwise, including the case where an appellant is released under Section 223 of the *District Courts Act*, any period during which he was so released shall not, unless a court having jurisdiction in the matter otherwise orders, be taken into account in calculating the length of any sentence of imprisonment to be served by him.

(2) Imprisonment, whether under the sentence passed by the court of trial or the sentence passed by a court on appeal, shall, subject to any order made under Subsection (1), be deemed to be resumed or to begin to run, as the case requires, as from the day when the person concerned is received into prison under the sentence.

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APPENDIX.

SOURCE OF THE CRIMINAL LAW (BAIL) ACT.

Part A.—Previous Legislation.

Criminal Law (Bail) Act 1969 (No. 72 of 1969).

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference ¹ .
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¹Unless otherwise indicated, references are to the Act set out in Part A.