

Serial 6  
Serious Violent Offenders (Presumption Against Bail) Amendment Bill 2008  
Dr Burns

A Bill for an Act to amend the *Bail Act*

NORTHERN TERRITORY OF AUSTRALIA

SERIOUS VIOLENT OFFENDERS (PRESUMPTION AGAINST BAIL)  
AMENDMENT ACT 2008

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Act No. [ ] of 2008

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# NORTHERN TERRITORY OF AUSTRALIA

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Act No. [ ] of 2008

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An Act to amend the *Bail Act*

[Assented to [ ] 2008]  
[Second reading [ ] 2008]

**The Legislative Assembly of the Northern Territory enacts as follows:**

**1 Short title**

This Act may be cited as the *Serious Violent Offenders (Presumption Against Bail) Amendment Act 2008*.

**2 Commencement**

This Act commences on the date fixed by the Administrator by *Gazette* notice.

**3 Act amended**

This Act amends the *Bail Act*.

**4 Amendment of section 7A (Presumption against bail for certain offences)**

(1) Section 7A(1)(e)

*omit, substitute*

- (e) a serious violence offence (other than murder) alleged to have been committed within 5 years after the alleged offender has been found guilty of an earlier serious violence offence;

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(2) Section 7A(1A)

*omit*

**5 Amendment of section 38 (Arrest for absconding or breach of condition)**

After section 38(2)

*insert*

(2A) However, the court must revoke bail if:

- (a) the person was charged with a serious violence offence and released on bail despite a presumption against bail; and
- (b) the court finds that the person has breached a bail undertaking or a condition of bail.