

## FACT SHEET

### *Justice Legislation Miscellaneous Amendments Bill 2019*

This Bill makes non-controversial amendments to three Acts. The amendments arise from requests from various stakeholders to clarify or improve the operation of the legislation.

The Bill amends –

- a) Section 401 of the *Criminal Code Act 1924* to widen the definition of 'sentence' to enable an order deferring the sentencing of a person to be appealable by the Crown;
- b) Section 4 of the *Criminal Law (Detention and Interrogation) Act 1995* to specify that the requirement under section 4, for a person taken into custody to be brought before a justice or magistrate, does not apply to a person arrested under a Supreme Court warrant issued by a judge;
- c) Section 44 of the *Sentencing Act 1997* to provide a default period of 28 days within which fines are to be paid, in the event that a court does not specify a payment deadline in an order; and
- d) Section 42AL of the *Sentencing Act 1997* to:
  - i. Provide a single justice with the power to remand or bail a person subject to a home detention order made by a magistrate, if the person has been arrested; and
  - ii. Clarify the arrest provision in relation to a person who is subject to a home detention order.