



New South Wales

Evidence (Audio and Audio Visual Links) Regulation 2010

under the

Evidence (Audio and Audio Visual Links) Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Evidence (Audio and Audio Visual Links) Act 1998*.

JOHN HATZISTERGOS, MLC
Attorney General

Explanatory note

This Regulation exempts an accused detainee from the requirement in section 5BA (1) of the *Evidence (Audio and Audio Visual Links) Act 1998* to appear physically before a NSW court in certain proceedings relating to bail if the accused detainee is being held in custody at the police cells at Surry Hills Police Station. The exemption is a consequence of the proposed refurbishment of Central Local Court.

This Regulation is made under the *Evidence (Audio and Audio Visual Links) Act 1998*, including sections 5BA (2) and 22 (the general regulation-making power).

This Regulation comprises or relates to matters set out in Schedule 3 to the *Subordinate Legislation Act 1989*, namely matters of a machinery nature and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

2010 No 224

Clause 1 Evidence (Audio and Audio Visual Links) Regulation 2010

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Evidence (Audio and Audio Visual Links) Act 1998

1 Name of Regulation

This Regulation is the *Evidence (Audio and Audio Visual Links) Regulation 2010*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Definition

In this Regulation:

the Act means the *Evidence (Audio and Audio Visual Links) Act 1998*.

4 Exemption from requirement that accused detainee appear physically in bail proceedings

The cells at Surry Hills Police Station, 151–241 Goulburn Street, Surry Hills, are prescribed as a place for the purpose of section 5BA (2) of the Act.