



Government Gazette

of the State of

New South Wales

Number 275 - Parliament, Ministerial, Courts and Police

Friday, 04 July 2025

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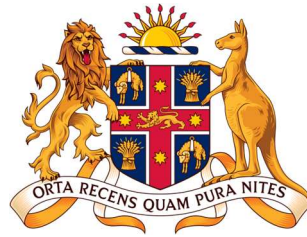
ACT OF PARLIAMENT ASSENTED TO

Legislative Council Office Sydney 26 June 2025

IT is hereby notified, for general information, that Her Excellency the Governor has, in the name and on behalf of His Majesty, this day assented to the undermentioned Act passed by the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, viz.:

Act No. 34, 2025 – An Act to amend the Evidence (Audio and Audio Visual Links) Act 1998 to formalise the use of audio visual links in first appearance bail matters; and to facilitate the commencement of the Bail Division of the Local Court. **[Evidence (Audio and Audio Visual Links) Amendment (Local Court Bail Division) Bill 2025]**

Steven Reynolds
Clerk of the Parliaments



Local Court of New South Wales
The Chief Magistrate of the Local Court

Sittings of the Local Court

Pursuant to Section 22 of the *Local Court Act 2007*, I direct that the Local Court may sit at the time and place shown as follows:

Children's Court Complex 66-78 Albion Street Surry Hills NSW 2010	9:30 AM	7 July 2025 to 24 December 2025
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Personal Injury Commission 1 Oxford Street Darlinghurst NSW 2010	9:30 AM	7 July 2025 to 24 December 2025
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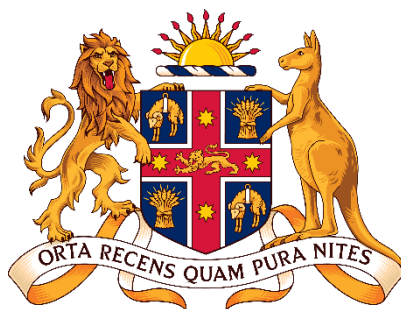
Chief Secretary's Building 50 Phillip Street Sydney NSW 2000	9:30 AM	7 July 2025 to 24 December 2025
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4 July 2025

A handwritten signature in blue ink, appearing to read 'Michael Allen'.

Judge Michael Allen
Chief Magistrate of the Local Court





Local Court of New South Wales

Practice Note – Court Closure AVL Proceedings (Downing Centre)

Issued: 4 July 2025

Commences: 7 July 2025

Court Closure AVL Proceedings (Downing Centre)

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1. Commencement and Application of Practice Note

- 1.1 This Practice Note commences on 7 July 2025 and expires on 25 December 2025.
- 1.2 This Practice Note applies to matters listed for hearing in the Downing Centre Local Court.

2. Definitions

- 2.1 In this Practice Note:

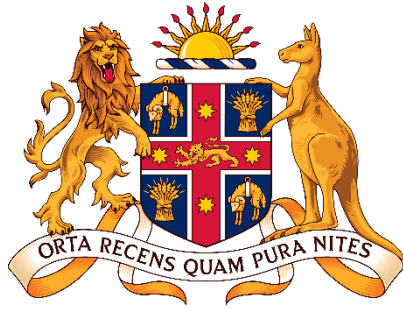
AVL means Audio Visual Link within the meaning of the *Evidence (Audio and Audio Visual Links) Act 1998*.

3. Purpose

- 3.1 This Practice Note is issued for the purpose of directing the AVL appearance in certain matters before Downing Centre Local Court where it is in the interests of justice for the accused person.

4. Presumption in favour of AVL Appearance

- 4.1 Unless an order has been made by the Court to bring the defendant before the Court in person, all hearings scheduled before Downing Centre Local Court for persons in custody are to be conducted by AVL where:
 - (a) It is reasonably practical to do so, and
 - (b) The accused person or their legal representative consents.



Local Court of New South Wales

Practice Note – Bail Proceedings (Weekend Centralised Bail Courts)

Issued: 25 October 2024

Commences: 26 October 2024

Amended: 14 March 2025, 7 July 2025

Bail Proceedings (Weekend Centralised Bail Courts)

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1. Commencement and Application of Practice Note

- 1.1 This Practice Note commences on 26 October 2024.
- 1.2 This Practice Note applies to Centralised Bail Courts hearing adult Bail Application proceedings pursuant to the *Bail Act 2013* ('the Act') in the Local Court and is intended to reflect the legislative objective set out in Section 3 of the Act.

2. Definitions

- 2.1 In this Practice Note:

AVL means audio visual link.

Bail Application means a detention application, release application, or variation application made under the *Bail Act 2013* (NSW).

Centralised Bail Courts means bail courts presided over by Acting Magistrates during weekends, public holidays, judicial conferences, and the Local Court fixed vacation period.

CESU means Court Escort and Security Unit (Corrective Services New South Wales).

Court participants means Police Prosecutors, Legal Aid Practitioners and Private Legal Practitioners, and Corrective Services New South Wales.

CSNSW means Corrective Services New South Wales.

Relevant Court means the Court at the place where the charging station would ordinarily list the matter.

Regional Hub Grouping means a collection of individual Court locations as determined in the Standard Operating Procedures.

Standard Operating Procedures means the Standard operating procedures for weekend and public holiday Bail Court.

3. Purpose

- 3.1 The purpose of this Practice Note is to outline the practice and procedure to be adopted in bail application proceedings in Centralised Bail Courts.
- 3.2 This Practice Note is to be read in conjunction with Criminal Crim 1 Practice Note.

4. Case Management

- 4.1 Centralised Bail Courts will hear bail applications from across NSW via AVL at the Parramatta Local Court and/or Parramatta Children's Court buildings.
- 4.2 An accused person will be included on the Court bail list for the relevant day if included on a *Form 1* (as outlined in the Centralised Bail Courts Standard Operating Procedures) by a custody manager at a regional police station, or a CSNSW officer at a nominated CESU and received by the Court by email **prior to 10 AM**.
- 4.3 An initial list of accused persons is to be emailed by custody managers and CSNSW Officers to the Court, Police Prosecutions Command, and Legal Aid NSW using *Form 1* **by 7 AM**.
- 4.4 An accused person should not be included on a *Form 1* unless the charge process is complete, and the accused person is available to provide instructions to their legal practitioners.
- 4.5 Additional accused persons can be added to the list and forwarded through to the Court, Police Prosecutors, and Legal Aid **up until 10 AM** which will be the cut off time.

- 4.6 Requests for late admission to the Court's bail list can be made after 10 AM. Custody officers are to complete a *Request for Late Admission – Form 3* (as outlined in the Centralised Bail Courts Standard Operating Procedures).

5. Pre-Determined Courtroom and Time Markings

- 5.1 The allocation of cases to Courtrooms is to be determined by the Standard Operating Procedures in consultation with the Acting Magistrates sitting on the day.
- 5.2 Courtroom allocations are to be reassessed during the day to ensure that all matters are dealt with as expeditiously as is reasonably possible.

6. Bail Hearings

- 6.1 At 9:15 AM, Legal Aid are to provide a running list of matters ready to commence from 9:30 AM to the Court.
- 6.2 The Court will commence sitting at 9:30 AM. Each courtroom will hear the matters in accordance with the running list provided by Legal Aid for each metropolitan CESU or regional hub grouping.
- 6.3 The Court will communicate with Court participants who are directly involved in the proceedings during the day when changes are made, breaks are taken, and where technical or other issues arise.
- 6.4 Paper copies of the police facts, criminal antecedents, and other materials to be relied upon to support the bail application are to be tendered. In the event the prosecutor or legal practitioner is appearing in the bail application via AVL, materials are to be sent via email to the Registry to be printed and made available to the Court Officer to hand up to the Acting Magistrate when tendered.
- 6.5 Private legal practitioners instructed by an accused person are to advise the Court, Legal Aid and Police Prosecutors details of their matter/s as soon as reasonably practical. Private legal practitioners are to advise the Court and Police Prosecutors when they are ready to proceed. Private legal practitioners are to provide their contact details to the Court registry. The Court will advise the private legal practitioner when the Court is ready to proceed.
- 6.6 The Registry will arrange any required appearance of an interpreter via AVL, via telephone, or in person.
- 6.7 Police Prosecutors, Legal Aid practitioners, and private legal practitioners in regional NSW locations have leave to appear via AVL, no application to appear via AVL is required.
- 6.8 Any matters that are not reached by 4 PM are to be listed on the next available court day.

7. Progression of Matter

- 7.1 Prior to hearing a bail application, if the accused person has been convicted on a finding of guilt or upon entering of a plea of guilty, the Acting Magistrate may:
- (a) proceed to sentence if the Acting Magistrate determines the Court has capacity to hear the sentence, and a Sentencing Assessment Report is not required; or
 - (b) proceed to hear the application for bail; and/or
 - (c) adjourn the sentencing matter to the criminal list at the relevant Court.

- 7.2 After hearing a bail application, where an accused person enters a plea of not guilty, the Acting Magistrate may:
- (a) make orders for service of the prosecution brief of evidence upon the accused person or their legal representative within 4 weeks; and adjourn the proceedings for reply in 7 weeks to the criminal list of the relevant Court; or
 - (b) where the accused person is charged with a domestic violence offence, adjourn the proceedings for mention to fix a hearing date to the next criminal list of the Court at the place where the charging station would ordinarily list the matter; or
 - (c) where the accused person is charged with a matter for which a brief of evidence is not required, adjourn the proceedings for mention to fix a hearing date to the next criminal list of the relevant Court.
 - (d) where the accused is charged with a matter which falls under the Early Appropriate Guilty Plea process (EAGP), make orders for service of the prosecution brief of evidence upon the accused person or their legal practitioner within 8 weeks, and adjourn the proceedings for mention in 8 weeks to the criminal list of the relevant Court.
- 7.3 After hearing a bail application, where the accused person has not entered a plea, the Acting Magistrate may adjourn the proceedings for mention at the next criminal list of the relevant Court for a plea to be entered.

8. Orders under the *Mental Health Cognitive Impairment Forensic Provisions Act 2020*

- 8.1 When making an order under Section 19(a)-(c) of the *Mental Health Cognitive Impairment Forensic Provisions Act 2020*, no bail determination is required. A bail determination is not to be made unless the accused person is returned to the Court following assessment.

9. Approved Form

- 9.1 When a bail application is made, the Acting Magistrate will complete a Summary of Reasons for Bail Decision of Court form (Annexure 1).

Annexure 1

SUMMARY OF REASONS FOR BAIL DECISION OF COURT

Bail Act 2013, Section 38 *Effective 7 July 2025*

DECISION MAKER:

LOCAL COURT AT:

DATE:

ACCUSED PERSON:

☐ Bail decision deferred due to intoxication

☐ Exceptional circumstances offence (s 22A)

☐ Unacceptable risk test (s17,s18)

OFFENCES: H _____ Seq _____ H _____ Seq _____
H _____ Seq _____ H _____ Seq _____
H _____ Seq _____ H _____ Seq _____

☐ Show cause offence (s 16A/ s 16B)

☐ Cth child sex offence (s 15AAA, CA 1914)

☐ Section 74 applies

ASSESSMENT OF BAIL CONCERNS (SECTION 18)

<p>s18(1)(a) Criminal history: <input type="checkbox"/> Lengthy <input type="checkbox"/> Limited <input type="checkbox"/> Nil Personal background and circumstances: Community ties: <input type="checkbox"/> Strong <input type="checkbox"/> Weak <input type="checkbox"/> None</p>	<p>s18(1)(i) Custodial sentence: <input type="checkbox"/> Likely <input type="checkbox"/> Unlikely</p>
<p>s18(1)(b) Nature of offence: <input type="checkbox"/> Serious <input type="checkbox"/> Minor <input type="checkbox"/> Violent <input type="checkbox"/> Property <input type="checkbox"/> Prevalent</p>	<p>s18(1)(il) Accused person convicted but not sentenced: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>s18(1)(c) Strength of case: <input type="checkbox"/> Strong <input type="checkbox"/> Weak <input type="checkbox"/> _____ Plea of guilty/convicted</p>	<p>s18(1)(j) Appeal proceedings: reasonably arguable prospect of success: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>s18(1)(d) History of violence: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>s18(1)(k) Special vulnerability: <input type="checkbox"/> Youth <input type="checkbox"/> ATSI <input type="checkbox"/> Cognitive or mental health impairment</p>
<p>s18(1)(dl) Behaviour by accused that may constitute domestic abuse (s 6A(2), C(D&PV)A 2007) <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>s18(1)(l)(m) Accused person's circumstances: <input type="checkbox"/> Work <input type="checkbox"/> Family <input type="checkbox"/> Medical <input type="checkbox"/> Obtain legal advice <input type="checkbox"/> Prepare for appearance</p>
<p>s18(1)(e) Previous serious offence on bail: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>s18(1)(n) Conduct towards victim or family member of victim: <input type="checkbox"/> No contact <input type="checkbox"/> Threatening or violent</p>
<p>s18(1)(f) History of compliance or non-compliance <input type="checkbox"/> Yes <input type="checkbox"/> No Previous breaches of court orders: <input type="checkbox"/> No <input type="checkbox"/> Yes order type/s:.....</p>	<p>s18(1)(o) Views of victim or family member of victim on safety if released (serious offence or domestic violence offence against an intimate partner):</p>
<p>s18(1)(fl) Bail decision after failure to comply. Warnings issued by police officers/bail authorities re non-compliance with bail acknowledgements/conditions <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>s18(1)(p) bail conditions that could reasonably be imposed to address bail concern s20A <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>s18(1)(g) Any criminal associations: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>s18(1)(q) Any Terrorist Associations <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>s18(1)(h) Likely time in custody: <input type="checkbox"/> Days <input type="checkbox"/> Weeks <input type="checkbox"/> Months <input type="checkbox"/> Unknown</p>	<p>s18(1)(r)(s) Any statements/activities advocating support for terrorist acts/violent extremism: By accused person: <input type="checkbox"/> Yes <input type="checkbox"/> No By persons/groups associated/affiliated with accused person: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
PROSECUTION SUBMISSIONS	DEFENCE SUBMISSIONS
<p>Bail Opposed <input type="checkbox"/> Bail Not Opposed <input type="checkbox"/> <input type="checkbox"/> Unacceptable risk <input type="checkbox"/> Bail concerns identified <input type="checkbox"/> fail to appear at any proceedings for the offence <input type="checkbox"/> commit a serious offence <input type="checkbox"/> endanger safety of victims/individuals/the community <input type="checkbox"/> interfere with witnesses/evidence</p>	

☐ **BAIL REFUSED**

☐ Accused has not established exceptional circumstances exist to justify bail (s 22A)

☐ Accused has not shown cause why detention is not justified (s 16A /s 16B)

☐ Accused has not satisfied court that exceptional circumstances exist to grant bail (s 22B)

☐ Unacceptable risk that the accused if released from custody will:

☐ fail to appear at any proceedings for the offence

☐ commit a serious offence

☐ endanger safety of victims/individuals/the community

☐ interfere with witnesses/evidence

☐ **BAIL GRANTED**

☐ Conditional bail granted (see over)

☐ Bail is dispensed with

☐ Bail is granted without conditions

Bail concerns identified:

☐ fail to appear at any proceedings for the offence

☐ commit a serious offence

☐ endanger safety of victims/individuals/the community

☐ interfere with witnesses/evidence

REASONS:

Bail Condition(s):

- ☐ **Residence:** You are to live at:.....
- ☐ **Accommodation - *Post-release*:** Upon release to bail, you are to travel directly to rehabilitation facility and you are to live there during your treatment.
- ☐ **Accompaniment - *Pre-release*:** You are to be released into the care/company of You will not be released to bail until that person attends the correctional centre/police station you are in custody at for the purpose of accompanying you away from that place.
- ☐ **Curfew:** You are to be at home between PM and AM unless in the company of
- ☐ **Reporting:** You are to report to police at.....Police Station daily or each Mon / Tues / Wed / Thurs / Fri / Sat / Sun between the hours of AM and PM.
- ☐ **Place restriction:** You are not to enter..... or go within Kilometres/Metres of that area (except for).
- ☐ **Non-contact:** You are not to go near, contact or try to go near or contact or any prosecution witness (except through a lawyer).
- ☐ **Non-association:** You are not to be with or contact.....
- ☐ **Drug/alcohol restriction:** You are not to drink alcohol or take any drugs, unless the drugs are prescribed by a doctor.
- ☐ **Treatment:** You are to attend.....and accept any treatment reasonably recommended, including attending appointments.
- ☐ **Intervention/Diversion program participation:** You are to participate in the program and comply with all assessment and program requirements.
- ☐ **Passport:** If not already surrendered, you must hand in your passport to the registrar of..... Court or a police officer atPolice Station:
- ☐ ***Pre-release*:** before being released to bail.
- ☐ ***Post-release*** withinhours/days/weeks after being released from custody;
AND you must not apply for another passport.
- ☐ **Travel restriction:** You must not enter any international airport or other point of departure from Australia.
- ☐ **Mobile Phone restriction:** The applicant is to not to use or be in possession of more than one mobile telephone service and SIM card, and is to provide the password or PIN code, service and IMEI numbers of that telephone to within hours of taking or resuming possession of any such service.
- ☐ **Character acknowledgment - *Pre-release*:** You will not be released to bail until one (or) acceptable person(s) agrees in writing that they know you and think you are a responsible person who is likely to follow your bail.

☐ Security Agreement - Accused:

☐ ***Pre-release*:** You will not be released to bail until you enter into an agreement that if you do not attend when the court tells you to, you agree to forfeit \$.....

☐ without security; ☐ deposit security in the form of; ☐ deposit cash.

AND they deposit the specified form of security / amount.

☐ ***Post-release*:** You are to enter into an agreement that if you do not attend when the court tells you to, you agree to forfeit \$.....:

☐ without security; ☐ deposit security in the form of; ☐ deposit cash

☐ Security Agreement - Acceptable Person:

☐ ***Pre-release*:** You will not be released to bail until one (or) acceptable person/s is to enter into an agreement that if you do not attend when the court tells you to, they agree to forfeit \$..... (each):

☐ without security; ☐ deposit security in the form of; ☐ deposit cash.

AND they deposit the specified form of security / amount.

☐ **Electronic Monitoring – Serious DV offences:** You are to be subject to electronic monitoring by Corrective Services NSW (s 28B, *Bail Act 2013*). Before you are released to bail, you must be fitted with an electronic monitoring device. While on bail, you must comply with obligations in relation to electronic monitoring (s 31G(2), *Bail Regulation 2021*).

Enforcement Conditions

☐ **Curfew:** You must present yourself at the front door of your residence for a curfew check if told to do so by a police officer during curfew hours, no more than times per day and / or no more than times per week.

☐ **Drug or Alcohol testing:** You must present yourself at the front door of your residence and provide a sample for a drug / alcohol test if told to do so by a police officer. This condition is subject to the following restrictions:

☐ **Other condition/s:**

.....
Magistrate



LEGISLATIVE ASSEMBLY

Office of the Clerk

ACTS OF PARLIAMENT ASSENTED TO Legislative Assembly Office, 1 July 2025

It is hereby notified, for general information, that Her Excellency the Governor, has, in the name and on behalf of His Majesty, this day assented to the under mentioned Acts passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No. 35 — An Act to appropriate from the Consolidated Fund sums for the services of the Government for the year 2025–26. **[Appropriation Bill]**

Act No. 36 — An Act to appropriate from the Consolidated Fund a sum for the services of the Legislature for the year 2025–26. **[Appropriation (Parliament) Bill]**

Act No. 37 — An Act to amend certain revenue and other legislation for particular purposes; and to make related and consequential amendments to other legislation. **[Revenue and Other Legislation Amendment Bill]**

Helen Minnican
Clerk of the Legislative Assembly

CONSTITUTION ACT 1902

Ministerial arrangements for the Premier

Pursuant to section 36 of the *Constitution Act 1902* (NSW), Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable Ryan Park MP to act for and on behalf of the Premier on and from 8 July 2025 to 13 July 2025, inclusive.

Dated: 2 July 2025

CHRIS MINNS, MP
Premier

CONSTITUTION ACT 1902

Ministerial arrangements for the Special Minister of State, Minister for Transport, Minister for the Arts, and Minister for Music and the Night-time Economy

Pursuant to section 36 of the *Constitution Act 1902* (NSW), Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable Jenny Aitchison MP to act for and on behalf of the Special Minister of State, Minister for Transport, Minister for the Arts, and Minister for Music and the Night-time Economy on and from 7 July 2025 to 18 July 2025, inclusive.

Dated: 2 July 2025

CHRIS MINNS, MP
Premier

CONSTITUTION ACT 1902

Ministerial arrangements for the Minister for Industrial Relations, and Minister for Work
Health and Safety

Pursuant to section 36 of the *Constitution Act 1902* (NSW), Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable Daniel Mookhey MLC to act for and on behalf of the Minister for Industrial Relations, and Minister for Work Health and Safety on and from 4 July 2025 to 28 July 2025, inclusive.

Dated: 2 July 2025

CHRIS MINNS, MP
Premier

CONSTITUTION ACT 1902

Ministerial arrangements for the Minister for Lands and Property, Minister for Multiculturalism,
Minister for Sport, and Minister for Jobs and Tourism

Pursuant to section 36 of the *Constitution Act 1902* (NSW), Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable Kate Washington MP to act for and on behalf of the Minister for Lands and Property, Minister for Multiculturalism, Minister for Sport, and Minister for Jobs and Tourism on and from 2 July 2025 to 16 July 2025, inclusive.

Dated: 2 July 2025

CHRIS MINNS, MP
Premier