



Children's Court of Western Australia

Practice Direction 2 of 2018

SUNDAY BAIL MATTERS

The Children's Court of Western Australia does not sit on Sundays. Young people who are refused bail on these days are either transferred to the Banksia Hill Detention Centre or if the refusal of bail occurs in a country area of Western Australia, the young person is likely to be detained in a police lock-up until the Children's Court next sits.

Acting Magistrates who preside at the Northbridge Magistrates Court on Sundays have been temporarily appointed as acting magistrates of the Children's Court of Western Australia. The reason for this appointment is to ensure that young people are brought before the court for the determination of bail by a magistrate as soon as possible. It is not intended that the temporary magistrate will deal with substantive matters. The temporary magistrate will hear and consider the matter of bail and ensure that the young person appears before the Children's Court at the next available sitting.

The objective of the temporary appointment is to ensure that young people are not unnecessarily detained in lock-ups in Perth and country areas in Western Australia.

The local Police, Youth Justice and Department of Communities Officers, local lawyers, communities and families are encouraged to work together to develop permanent bail placements and to develop bail plans that operate outside of the usual business hours to ensure young people are not remanded in detention unnecessarily.

Commencement

This Practice Direction shall commence to have effect from 21 September 2018.

Dated this 5th day of September 2018

A handwritten signature in blue ink, appearing to read 'J A Wager', written over a horizontal line.

JUDGE J A WAGER

PRESIDENT OF THE CHILDREN'S COURT OF WESTERN AUSTRALIA