



Tonga

BAIL (AMENDMENT) ACT 2022

Act 5 of 2022



BAIL (AMENDMENT) ACT 2022

Arrangement of Sections

Section

1	Short Title and Interpretation.....	5
2	Section 3 repealed.....	5
3	Section 4 amended.....	5



BAIL (AMENDMENT) ACT 2022

Act 5 of 2022

AN ACT TO AMEND THE BAIL ACT [CAP 3.01]

I assent,
TUPOU VI,
26th January 2023.

BE IT ENACTED by the King and Legislative Assembly of Tonga in the Legislature of the Kingdom as follows:

1 Short Title and Interpretation

- (1) This Act may be cited as the Bail (Amendment) Act 2022.
- (2) In this Act, the Bail Act [Cap 3.01], as amended, shall be referred to as the “Principal Act”.

2 Section 3 repealed

Section 3 of the Principal Act is hereby repealed.

3 Section 4 amended

Section 4 of the Principal Act is amended by –

- (a) deleting the current section heading and replacing it with “**4 Bail upon arrest or charge**”; and

- (b) inserting the following new subsections (4) and (5) immediately after subsection (3) –
- “(4) In determining the question of bail under this section, the Court need not apply the strict rules of evidence, and an informal enquiry by the Court may suffice.
 - (5) A person charged with murder or treason may be granted bail only by the Supreme Court or Court of Appeal.”.

Passed by the Legislative Assembly on **26th** day of **October** 2022.