

# THE BAIL (AMENDMENT) ACT 2004

**Act No. 21 of 2004**

I assent

**SIR ANEROOD JUGNAUTH**

President of the Republic

5<sup>th</sup> August 2004

**Date in Force:**

---

## ARRANGEMENT OF SECTIONS

Section

1. Short title
2. Interpretation
3. Section 2 of principal Act amended
4. Section 5 of principal Act amended

---

## AN ACT

### To amend the Bail Act

ENACTED by the Parliament of Mauritius, as follows –

#### 1. Short title

This Act may be cited as the **Bail (Amendment) Act 2004**.

## **2. Interpretation**

In this act -

"principal Act" means the Bail Act.

## **3. Section 2 of principal Act amended**

Section 2 of the principal Act is amended, in the definition of the expression "serious offence", by deleting paragraph (b) and replacing it by the following –

- (b) an offence under any of the provisions of the Dangerous Drugs Act other than section 34.

## **4. Section 5 of principal Act amended**

Section 5 of the principal Act is amended by adding after subsection (4), the following new subsection –

- (5) No detainee or defendant shall, in respect of the provision of recognizance or security for his release on bail for –

- (a) an offence under section 34 of the Dangerous Drugs Act; or

- (b) an offence punishable by any fine not exceeding 10,000 rupees or any term of imprisonment not exceeding 2 years or by such a fine and term of imprisonment,

be liable to pay any sum under any enactment relating to court fees or costs.

Passed by the National Assembly on the twenty seventh day of July two thousand and four.

André Pompon

Clerk of the National Assembly