
Status: This is the original version (as it was originally enacted).

SCHEDULE

NOTICE TO ACCUSED ABOUT EFFECT OF SECTIONS 288C AND 288D OF 1995 ACT AND SPECIAL PRE-TRIAL PROCEDURES: AMENDMENT OF 1995 ACT

Notice of restriction on conduct of defence: arrest

2 After section 17 there is inserted—

“17A Right of person accused of sexual offence to be told about restriction on conduct of defence: arrest

- (1) An accused arrested on a charge of committing a sexual offence to which section 288C of this Act applies by virtue of subsection (2) of that section shall be entitled to be told, immediately upon his arrest—
 - (a) that, if he is tried for the offence charged, his defence may be conducted only by a lawyer;
 - (b) that it is, therefore, in his interests to get the professional assistance of a solicitor; and
 - (c) that if he does not engage a solicitor for the purposes of his defence at the trial, the court will do so.
- (2) A failure to comply with subsection (1) above does not affect the validity or lawfulness of the arrest of the accused or any other element of any consequent proceedings against him.”.