



# Bail Act 1976

## 1976 CHAPTER 63

### *Preliminary*

#### **1 Meaning of “bail in criminal proceedings”.**

- (1) In this Act “bail in criminal proceedings” means—
  - (a) bail grantable in or in connection with proceedings for an offence to a person who is accused or convicted of the offence, or
  - (b) bail grantable in connection with an offence to a person who is under arrest for the offence or for whose arrest for the offence a warrant (endorsed for bail) is being issued.
- (2) In this Act “bail” means bail grantable under the law (including common law) for the time being in force.
- (3) Except as provided by section 13(3) of this Act, this section does not apply to bail in or in connection with proceedings outside England and Wales.
- <sup>F1</sup>(4) .....
- (5) This section applies—
  - (a) Whether the offence was committed in England or Wales or elsewhere, and
  - (b) whether it is an offence under the law of England and Wales, or of any other country or territory.
- (6) Bail in criminal proceedings shall be granted (and in particular shall be granted unconditionally or conditionally) in accordance with this Act.

#### **Extent Information**

**E1** For extent of s. 1 see s. 13(3)(4)

#### **Textual Amendments**

**F1** S. 1(4) repealed (10.4.1995) by 1994 c. 33, s. 168(3), **Sch.11**; S.I. 1995/721, art. 2, **Sch.** AppendixB

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*Status: Point in time view as at 10/04/1995. This version of this provision has been superseded.*

*Changes to legislation: Bail Act 1976, Section 1 is up to date with all changes known to be in force on or before 28 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

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**Modifications etc. (not altering text)**

- C1** Definition in s. 1 applied ( 1. 4. 1991) by [Prosecution of Offences Act 1985 \(c. 23, SIF 39:1\)](#), [s. 7A\(4\)](#); [S.I. 1991/608, art. 2](#), [Sch.](#)

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