

Queensland



*Disposal of Unexecuted Warrants Act 1985*

# **DISPOSAL OF UNEXECUTED WARRANTS REGULATION 1988**

**Reprinted as in force on 30 May 1996  
(includes amendments up to SL No. 52 of 1996)**

**Reprint No. 1**

This reprint is prepared by  
the Office of the Queensland Parliamentary Counsel  
Warning—This reprint is not an authorised copy

# Information about this reprint

This regulation is reprinted as at 30 May 1996. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 mentioned in the following list have also been made to—

- update citations and references (pt 4, div 2)
- use expressions consistent with current drafting practice (s 29)
- relocate marginal or cite notes (s 34)
- use aspects of format and printing style consistent with current drafting practice (s 35)
- omit provisions that are no longer required (ss 37, 39 and 40)
- omit the words of notification (s 42A).

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in the reprint, including table of obsolete and redundant provisions.**

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## **DISPOSAL OF UNEXECUTED WARRANTS REGULATION 1988**

[as amended by all amendments that commenced on or before 30 May 1996]

### **Short title**

**1.** This regulation may be cited as the *Disposal of Unexecuted Warrants Regulation 1988*.

### **Approved form of application to clerk of the court for fresh warrant—Act, s 5(4)(a)**

**4.(1)** An approved form of an application to the clerk of the court Brisbane for the issue of a fresh warrant must provide for the following information—

- (a) the name of the authorised police officer making the application;
- (b) the type of warrant cancelled;
- (c) the purpose for which the warrant was issued;
- (d) the day and place the warrant was issued;
- (e) the day the warrant was cancelled.

**(2)** An application must be signed by the authorised police officer making it.

### **Approved form of application to judge for fresh warrant—Act, s 6(6)(a)**

**5.(1)** An approved form of an application to a judge of the District or Supreme Court for the issue of a fresh warrant must provide for the following information—

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- (a) the name of the prescribed person making the application;<sup>1</sup>
  - (b) the type of warrant cancelled;
  - (c) the purpose for which the warrant was issued;
  - (d) the day and place the warrant was issued;
  - (e) the day the warrant was cancelled.
- (2) An application must be signed by the prescribed person making it.

### **Prescribed places**

**6.(1)** For the purposes of section 5(1) of the Act, Police Headquarters, Brisbane, shall be a prescribed place.

**(2)** For the purposes of section 6(2) of the Act, the Office of the Sheriff, Supreme Court, Brisbane, shall be a prescribed place.

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<sup>1</sup> Under section 6(8) of the Act, a prescribed person is the director of public prosecutions, a deputy director of public prosecutions, or the person on whose application the cancelled warrant was issued or someone else acting for the person.

## ENDNOTES

### 1            **Index to endnotes**

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### 2            **Date to which amendments incorporated**

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 30 May 1996. Future amendments of the Disposal of Unexecuted Warrants Regulation 1988 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

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### 3 Key

Key to abbreviations in list of legislation and annotations

AIA	=	Acts Interpretation Act 1954	(prev)	=	previously
amd	=	amended	proc	=	proclamation
ch	=	chapter	prov	=	provision
def	=	definition	pt	=	part
div	=	division	pubd	=	published
exp	=	expires/expired	R[X]	=	Reprint No.[X]
gaz	=	gazette	RA	=	Reprints Act 1992
hdg	=	heading	reloc	=	relocated
ins	=	inserted	renum	=	renumbered
lap	=	lapsed	rep	=	repealed
notfd	=	notified	s	=	section
om	=	omitted	sch	=	schedule
o in c	=	order in council	sdiv	=	subdivision
p	=	page	SIA	=	Statutory Instruments Act 1992
para	=	paragraph	SL	=	subordinate legislation
prec	=	preceding	sub	=	substituted
pres	=	present	unnum	=	unnumbered
prev	=	previous			

### 4 List of legislation

#### **Disposal of Unexecuted Warrants Regulations 1988**

pubd gaz 9 April 1988 pp 2084–5

commenced 1 May 1988 (see s 2 and proc pubd gaz 9 April 1988 p 2068)

as amended by—

#### **Disposal of Unexecuted Warrants Amendment Regulation (No. 1) 1996 SL No. 52**

notfd gaz 22 March 1996 pp 1337–8

commenced on date of notification

### 5 List of annotations

#### **Short title**

s 1 prov hdg sub 1996 SL No. 52 s 3

#### **Commencement**

s 2 om R1 (see RA s 37)

#### **Repeal**

s 3 om R1 (see RA s 40)

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**Approved form of application to clerk of the court for fresh warrant—Act,  
s 5(4)(a)**

**s 4** sub 1996 SL No. 52 s 4

**Approved form of application to judge for fresh warrant—Act, s 6(6)(a)**

**s 5** sub 1996 SL No. 52 s 4

**Repeal**

**s 7** ins 1996 SL No. 52 s 5  
om R1 (see RA s 40)

**SCHEDULE**

om 1996 SL No. 52 s 6

## **6 Table of obsolete and redundant provisions**

TABLE OF OBSOLETE AND REDUNDANT PROVISIONS  
under the Reprints Act 1992 s 39

Omitted provision	Provision making omitted provision obsolete/redundant
references to Queensland implied	Acts Interpretation Act 1954 s 35