
First Session Thirteenth Parliament Republic of
Trinidad and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 10 of 2026

[L.S.]

AN ACT to amend the Bail Act, Chap. 4:60

[Assented to 21st May, 2026]

ENACTED by the Parliament of Trinidad and Tobago as Enactment
follows:

1. This Act may be cited as the Bail (Amendment) Short title
Act, 2026.

2. In this Act, "the Act" means the Bail Act.

Interpretation
Chap. 4:60

3. The Act is amended in section 3 by inserting the Section 3 amended
following definition in the appropriate alphabetical
sequence:

“Bail Source Hearing” means an inquiry conducted by a Court with a view to determining whether the source of cash or real property used by the accused or the surety to post or secure bail was derived from legitimate means;”.

Section 5 amended

4. Section 5 of the Act is amended—

- (a) in subsection (2), by deleting the words “and (6)” and substituting the words “, (6) and (8)”;
- (b) in subsection (5), by inserting after the word “bail” the words “and the Judge or Master may grant bail in accordance with subsection (2)(a), (3) or (4), as the case may be, and subsection (8)”;
- (c) in subsection (8), by deleting the words “and (4)” and substituting the words “, (4) and (5)”.

Section 6 amended

5. The Act is amended in section 6(2) by—

- (a) deleting the word “or” at the end of paragraph (f);
- (b) deleting the full stop at the end of paragraph (g) and substituting the words “; or”; and
- (c) inserting the following new paragraph after paragraph (g):
 - “(h) where the Court, having completed a Bail Source Hearing, is satisfied that the source of cash or real property used by the accused or the surety to post or secure bail was derived from illegitimate means.”.

6. The Act is amended by inserting after section 6A^{New section 6B inserted} the following new section:

“Bail Source
Hearing

6B. (1) A Court may, at the request of the prosecution, or on its own motion, conduct a Bail Source Hearing in relation to all offences, where, in attempting to post or secure bail, the accused or the surety presents—

- (a) cash in the sum of thirty thousand dollars or more; or
- (b) a certified copy of a Deed.

(2) During a Bail Source Hearing, the burden of establishing that the source of the cash or real property used to post or secure bail was derived from legitimate means shall rest upon the person proffering the cash or real property.

(3) The person proffering cash or real property to post or secure bail may request that the Court conduct the Bail Source Hearing in camera.

(4) A person who—

- (a) is involved in the conduct of a Bail Source Hearing and obtains or is furnished with; or
- (b) comes into possession or has knowledge of,

directly or indirectly, any facts, information or records that was revealed during a Bail Source Hearing shall keep such facts, information or records confidential, except in so far as any written or unwritten law permits the person to disclose them, or to report or take official action in relation to them.

(5) A person who contravenes subsection (4) commits an offence and is liable—

(a) on summary conviction to a fine of fifty thousand dollars and to imprisonment for six months; or

(b) on conviction on indictment to a fine of one hundred thousand dollars and to imprisonment for one year.”.

Section 16 amended

7. The Act is amended in section 16(2)(a)(i) by inserting after the word “business”, the words “and to the source of the cash or real property used to post or secure bail for the accused”.

Second Schedule amended

8. The Second Schedule is amended by—

(a) deleting the full stop at the end of paragraph (d) and substituting a semi-colon; and

(b) inserting the following new paragraph after paragraph (d):

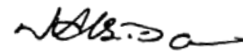
“(e) that *I/we guarantee that the cash or real property used to post or secure bail for the accused was derived from legitimate means, and that, if circumstances warrant, *I/we am/are open to an inquiry being conducted into my/our acquisition of the said cash or real property.”.

Passed in the House of Representatives this 30th day of January, 2026.



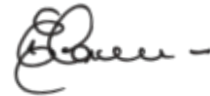
Clerk of the House

Passed in the Senate this 6th day of February, 2026.



Clerk of the Senate

Senate amendments were agreed to by the House of Representatives this 13th day of May, 2026.



Clerk of the House