

Know your legal rights



**Hobart Community
Legal Service**
providing legal direction



migrant resource centre
tasmania

If arrested

- DO Be courteous
- DO Give your name, address (and your age if you are on licenced premises).
- DO Ask to make a telephone call from the police station to a lawyer or responsible adult. (If you are 17 or under, you have the right to make such a call. If you are 18 or over, the police can deny you that right on certain grounds for up to 4 hours).
- DO State clearly that you won't answer any questions until you have spoken to your lawyer.
- DO Ask for bail (if you are going to be locked up).
- DO NOT Be rude
- DO NOT Resist arrest
- DO NOT Plead guilty to anything until you have spoken to a lawyer – ask to see the Duty Solicitor when you get to court. Alternatively, call HCLS on 6223 2500 during business hours.
- IF ASKED You are required to state your source of supply if found in possession of drugs.

If arrested

You do not have to go anywhere with a police officer for questioning or any other reason unless you are under arrest. EXCEPTIONS to this are if you are directed to undergo a breathalyser and/or drug test. If you do refuse to be tested then the police have the right to arrest you.

You will usually be told if you are under arrest. If you are unsure, ask the police officers.

The police only have the right to hold you for questioning if they have arrested you. You do not have to answer their questions or make a statement. If you are under 18 and choose to make a statement, you need to have an independent person present and you may choose what that person may be e.g. a lawyer, youth worker or parent.

If police do not release you, they must bring you before a justice as soon as possible after you have been taken into custody.

DO NOT PRODUCE THIS CARD DURING ARREST

Hobart Community Legal Service

166 Macquarie Street
Hobart Tasmania 7000
Ph: (03) 6223 2500

Hobart Community Legal Service

Covehill Fair Shopping Centre
Bridgewater Tasmania 7030
Ph: (03) 6263 4755

Migrant Resource Centre Tasmania

Level 2, 1A Anfield St Glenorchy
Tasmania 7010
Ph: (03) 6221 0999