



# Supreme Court Bail Application

(Refer to *Bail Act 2013 (NSW)* and Supreme Court Practice Note No. SC CL 11)

**This form must be completed in full or it may be rejected for filing**

**File by email: [sc.bails@justice.nsw.gov.au](mailto:sc.bails@justice.nsw.gov.au)  
or (if you are representing yourself and in custody) by fax**

Details of Applicant (or Respondent if this is a Crown application to revoke bail):	
First and middle name(s):	Surname:
Date of birth:	
MIN / P Number / CIMS Number (if applicable):	
Name of correction/detention centre (if applicable):	
Crown applications to revoke bail: Commonwealth DPP / NSW DPP <i>(delete whichever is inapplicable)</i>	
Type of bail application:	Grant / Vary / Revoke <i>(delete whichever is inapplicable)</i>
If the Applicant (or Respondent) is represented by a lawyer:	
Name of Law Firm:	Contact name:
Contact email:	Contact phone number:
<i>(if a grant of Legal Aid is pending before representation is confirmed, wait for the confirmation of a grant before filing)</i>	
If you do not have a lawyer for this bail application, you must agree that the information below is correct by ticking the boxes, then complete the certification on page 3 and sign page 4 of this form. If you do not agree that the information below is correct, you must wait until you agree before filing this application.	
<input type="checkbox"/> I do not have a lawyer to represent me on this bail application and I will represent myself; <i>(if you have a lawyer or intend to find a lawyer, the lawyer must file this application for you)</i>	
<input type="checkbox"/> I have filed all documents I rely on in accordance with the certification at page 3 of this form; this includes including a document setting out the address where I propose to live if I am granted bail and (if this is not my home) the owner's consent for me to live there; <i>(if you intend to attend a full-time rehabilitation facility whilst on bail, wait until you receive formal confirmation of acceptance before filing this application)</i>	

I require a report from Youth Justice (applicants under 18 years old only)

I require an interpreter for my bail hearing. **Language:**

Court case details			
Court hearing current charges	Court reference number	Charges (H numbers not accepted)	Date and reason for next listing

**1. ANSWER ALL OF THE FOLLOWING QUESTIONS** (if you are representing yourself, you do not need to complete this page)

What is the estimate of time for the applicant's oral submissions?	
How long did the most recent bail application take?	
Is it proposed to play audio-visual evidence at the bail hearing?	Y / N
Will there be an application for a non-publication or suppression order?	Y / N

BAIL APPLICATIONS FOR RELEASE	
Is this a show cause matter?	Y / N
Is this a matter to which s74 of the <i>Bail Act 2013</i> applies? If yes, provide details	Y / N Date of bail hearing: Judge:
Will there be submissions as to the strength of the Crown case?	Y / N
Has a brief of evidence been served, or will the application rely on a facts sheet only?	Full/partial brief Fact sheet only Page length of fact sheet:

APPLICATIONS TO VARY BAIL	
In which court was bail originally granted? If the Supreme Court, provide details of the most recent bail application	Court: Date of bail hearing: Judge:
Has there been a variation application made to the court hearing the substantive charges?	Y / N
Is there a surety? If yes, do they consent to the variation?	Y / N Y / N

DETENTION APPLICATIONS	
In which court and on which date was bail originally granted?	Court: Date: Judge:
Is the respondent in custody? If yes, is this application subject to a bail stay, and if so when does the stay expire?	Y / N Y / N – and if yes, expiry of the bail stay:
Has this application been served on the respondent's last known legal representative? (details to be provided in the Law Firm details of this form, above)	Y / N

Is there urgency to this application? If yes, explain the urgency:

## 2. COMPLETE THE RELEVANT CERTIFICATION BELOW

### **CERTIFY THAT THE FOLLOWING DOCUMENTS ARE ATTACHED – APPLICATION FOR RELEASE**

- Index to all documents relied on (documents must be paginated) *(if you are representing yourself, you do not need to paginate your documents)*
- Proposed Bail Conditions using the Court's Standard Conditions of Bail form **(information as to proposed residence and all sureties are to be set out in that form)** *(if you are representing yourself, an outline of your proposed bail conditions is sufficient)*
- Consent by all owners/occupiers of the residence subject to the proposed residential condition **or** confirmation of a bed placement in a rehabilitation facility and the date from which the bed is available **or** confirmation of the applicant's residence if the applicant proposes to reside at an address which they own or lease *(delete whichever is inapplicable)*
- Acceptable person letters/affidavits from all proposed sureties *(delete if inapplicable)* *Each person must be an acceptable person, give their consent to act as a surety and understand that if the accused/defendant fails to attend court then their security will be forfeited to the Court – see the [Acceptable Person Form](#) for full details.*
- All properly executed affidavits and documentary evidence in support of the application
- All reports in support of the application
- Written submissions in support of the application

### **3. CERTIFY THAT THE FOLLOWING DOCUMENTS ARE ATTACHED – APPLICATION TO VARY BAIL**

- Index to all documents relied on (documents must be paginated) *(if you are representing yourself, you do not need to paginate your documents)*
- Existing bail conditions in full
- Proposed amendments to existing bail conditions
- Consent of sureties (if applicable) *(delete if inapplicable)*
- Confirmation as to the attitude of the Crown (if known) *(delete if inapplicable)*
- Affidavits (executed) and/or other documents explaining the basis on which the variation is sought

**If not all documents to be relied on are attached, explain which documents have not yet been filed and the reasons why they are not yet filed:**

#### **4. SIGNATURE OF APPLICANT OR THEIR LEGAL REPRESENTATIVE**

By signing this form, I confirm I have served this application including all attachments, or undertake to serve within 24 hours, the Office of the Director of Public Prosecutions. ***(If you are representing yourself you do not need to serve this application as the Court will provide the application to the Office of the Director of Public Prosecutions).***

For detention applications, I confirm I have served this application, including all attachments, on the last known legal representative of the Respondent, and (unless the legal representative confirms they are representing the Respondent and accepting service on their behalf) the Respondent. *Provide name, firm, email address and phone number of the last known legal representative in the Law Firm details of this form, above.*

**Signature:**

**Name:**

**Date:**