

Surety Caution

I understand that the accused person has been charged with the criminal offences stated above.

I am asking to be the accused person's surety. This means I am responsible for his/her behaviour if he/she is released from jail, until the charges are concluded. I understand that I do not have to be a surety. It is my free choice to make this promise and take on these obligations.

RESPONSIBILITIES OF A SURETY

I understand that by becoming a surety, I am guaranteeing to the court that the accused person will:

- 1) come to court as required;
- 2) obey all of the conditions of the bail; and
- 3) not commit any criminal offences while on bail.

OBLIGATIONS OF A SURETY and CONSEQUENCES OF BREACH

- 1) I understand that if approved as surety by the Justice, I am promising to pay the full amount of the bail set opposite my name on the recognizance, if the accused person does not attend court as required or if he/she does not comply strictly with a term of bail or if he/she commits a criminal offence while on bail.
- 2) I understand that if the accused person breaches any term of the bail or commits a criminal offence, I must immediately report this to the police.
- 3) I understand that it is my responsibility to prevent any breach of the bail terms but if a breach does occur, the court may seek payment from me of the full amount of the bail set opposite my name on the recognizance, even if I supervised the accused person to the best of my ability,.
- 4) I understand that if I do not meet a financial obligation ordered by the court, I may be imprisoned.

IF I WANT TO STOP BEING A SURETY

I understand that the law allows me to stop being a surety at any time, I can do this by:

- 1) applying to a justice of the peace or judge to be relieved of my obligation under the recognizance (bail); or
- 2) bringing the accused person to the court at which he is required to appear, at any time the court is sitting.

LANGUAGE VERIFICATION

I read and understand the English language. _____
(Surety Applicant's Initials)

OR

I require the assistance of a _____ interpreter and that assistance has been provided to
(language)

me for the purposes of translating and completing this form. _____
(Surety Applicant's Initials)

RIGHT TO INDEPENDENT LEGAL ADVICE

I understand that I have the right to seek independent legal advice before I sign this Affidavit.

Sworn before me at : **Windsor**

this _____ day of _____, 20____

(Surety Applicant's Signature)

Justice of the Peace/Commissioner of Oaths