

## APPLICATION TO MAGISTRATES' COURT TO RECONSIDER POLICE BAIL

(Criminal Procedure Rules, rule 14.6)

### Case details

Name of person granted bail / defendant:

Address and telephone number:

Police station which granted bail:

Magistrates' court:

If the defendant has been granted bail to attend a magistrates' court, this application must be made to that court. Otherwise, this application must be made to a magistrates' court for the local justice area in which the police officer granted bail.

Case reference number (if any):

This is an application by [ ..... (name of defendant)]

[the prosecutor]

- for the court to
- grant bail in place of police bail
  - withdraw bail
  - vary a condition or conditions of bail  
*Which condition(s)?:*
  - impose a condition or conditions of bail

Use this form ONLY for an application to the court to reconsider bail granted by a police officer, or to vary or impose a condition of such bail, under Criminal Procedure Rule 19.6.

**1. Complete the boxes above and give the details required in the boxes below.** If you use an electronic version of this form, the boxes will expand<sup>1</sup>. If you use a paper version and need more space, you may attach extra sheets.

**2. Sign and date the completed form.**

**3. Send a copy of the completed form to:**

- (a) the court,
- (b) the other party to the case, and
- (c) any surety or proposed surety who this application will affect.

**A party who opposes this application must let the applicant and the court know at once, and serve on them notice of the reasons for opposing it.**

**1) Alleged offence(s).** Give brief details.

<sup>1</sup> Forms for use with the Rules are at: <http://www.justice.gov.uk/courts/procedure-rules/criminal/formspage>.

**2) Police bail decision.** Give brief details of the police bail decision and the reasons given for it.

**3) Reasons for this application.** Explain:

(a) why the court should make the order for which you are applying.

(b) (if this is an application by the prosecutor) what material information has become available since the police bail decision was made.

**4) Proposed condition(s) of bail.** If the court decides to impose or vary bail conditions, what condition(s) do you propose? If the court decides to impose a condition of residence, what should that address be?

**5) I want the court to decide this application:**

**at a hearing.** If you want a hearing arranged, one will be fixed no later than:

(a) the second business day after this application is served, if it is an application to grant or withdraw bail; or

(b) the fifth business day after this application is served, if it is an application to vary or impose a condition of bail.

If you want an earlier hearing than that, you must explain why.

**without a hearing.** The court can decide an application to vary a bail condition without a hearing if:

(a) the parties to the application agree, or

(b) (on an application by a defendant) there has been no objection to it within 5 business days of service.

**Signed**<sup>2</sup>: ..... **[defendant / defendant's solicitor]**  
**[prosecutor]**

**Date:** .....

**Name, address, telephone number and reference of any representative:**

<sup>2</sup> If you use an electronic version of this form, you may instead authenticate it electronically (e.g. by sending it from an email address recognisable to the recipient). See Criminal Procedure Rules, rule 5.3.