

## NOTICE OF APPLICATION FOR COURT TO CONSIDER BAIL

(Criminal Procedure Rules, rule 14.7)

### Case details

Name of defendant:

Address:

*If the defendant is in custody, give prison and prison number, if known.*

Court:

Case reference number:

Charge(s):

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

[the prosecutor]

- for the court to
- grant 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 about bail to the court dealing with your case, if notice is required under Criminal Procedure Rule 14.7. **Not every bail application need be in writing.** There is a different form for an application or appeal to the Crown Court after a bail decision by a magistrates' court.

If you want the court to grant bail with conditions to be supervised in another European Union member State, you MUST complete (i) this form and (ii) the draft order and draft certificate required by CrimPR 14.16(5). See the notes published with those forms.

**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) each 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) Previous bail decision(s).** Give brief details of each relevant previous bail decision by the court (including the date), and the reasons which the court gave.

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

**2) 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 a defendant) what further information or legal argument, if any, has become available since the most recent previous bail decision was made.
- (c) (if this is an application by the prosecutor) what material information has become available since the most recent previous bail decision was made.

**3) 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 ?

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

**at a hearing already fixed.** Give the date:

If there is a court hearing already fixed at which you want the court to consider this application, you must send this form so as to reach the recipients **not less than 2 business days before that hearing.** The court may waive that time limit, **but if you are late you must explain why.**

**at a hearing to be arranged.** 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: .....

<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.