

IN THE PROVINCIAL COURT
 YOUTH COURT

Her Majesty the Queen

v.

(Name, Date of Birth, and ID Number of Offender / Young Person)

WITNESS RECOGNIZANCE
(before a Justice or a Judge)

(Sections 515, 520, 521, 523, 524, 525, 679, 680 CC)

In order for you, _____, the Witness, to be released, you must comply with the conditions of this Recognizance.

The accused/young person has been charged with the following offence(s):

Case No.	Brief Description of Offence(s)	Section	Date	Place

The condition of this Recognizance is that the Witness attends Court on _____ at _____ at the Provincial Court House at _____, Nova Scotia, Court Room No. _____ and attends thereafter as required and complies with the following conditions:

- You must notify the Clerk of the Court of any change in your name or address within 24 hours of the change.
- Other: _____
- Other: _____

Financial Obligations

- You do not have any financial obligations under this Recognizance.
- or
- In order for you to be released, the obligations that are indicated below by a check mark must be compiled with.
 - You promise to pay the amount of \$_____ if you fail to comply with a condition of this Recognizance.
 - You must deposit money in the amount of \$_____ or other valuable security whose value does not exceed \$_____ with the Clerk of the Court.
 - The surety _____ (name), born on _____ (date of birth), promises to pay, or deposits to, the Court the amount of \$_____.

The Witness has the right to be represented by counsel (a lawyer), including the right to apply for Legal Aid.

Signatures

SURETY: (if applicable)

- I understand my role and my responsibilities under this Recognizance, and I agree to act as a surety.
- I agree to promise, or deposit, to the Court the amount of money described in section 4 of this Recognizance.
- Surety Declaration is attached (section 515.1 of the *Criminal Code*).
- Surety is exempted from providing Surety Declaration (subsection 515.1(2) of the *Criminal Code*).

Signed on _____ (date), at _____ (place), Nova Scotia.

Signature of the Surety

WITNESS:

I understand the contents of this form and agree to comply with the conditions that are indicated by a check mark. I understand that I do not have to accept the conditions and that, if I do not accept the conditions, I will be detained.

Signed on _____ (date), at _____ (place), Nova Scotia.

Signature of Witness

JUDGE, JUSTICE, OR CLERK OF THE COURT:

Signed on _____ (date), at _____ (place), Nova Scotia.

Signature of Judge, Justice, or Clerk of the Court

Name of Judge or Justice who has issued this Order

THE FOLLOWING ARE FROM THE CRIMINAL CODE OF CANADA.

763 (1) If a person is bound by an Undertaking, Release Order, or Recognizance to appear before a Court, Provincial Court Judge or Justice for any purpose and the session or sittings of that Court or the proceedings are adjourned or an Order is made changing the place of trial, that person and their sureties continue to be bound by the Undertaking, Release Order, or Recognizance as if it had been entered into or issued with respect to the resumed proceedings or the trial at the time and place at which the proceedings are ordered to be resumed or the trial is ordered to be held.

764 (1) If an accused is bound by an Undertaking or Release Order to appear for trial, their arraignment or conviction does not cancel the Undertaking or Release Order, and it continues to bind them and their sureties for their appearance until the accused is discharged or sentenced, as the case may be.

(2) Despite subsection (1), the Court, Provincial Court Judge or Justice may commit an accused to prison or may require them to furnish new or additional sureties for their appearance until the accused is discharged or sentenced, as the case may be.

(3) The sureties of an accused who is bound by a Release Order to appear for trial are discharged if the accused is committed to prison pursuant to subsection (2).

I have read and explained this Recognizance to the witness and the witness has been given a copy of this Recognizance and informed of the provisions of Sections 763(1), 764(1), 764(2), and 764(3) of the **Criminal Code of Canada**.

Justice, Justice of the Peace