

INFORMATION SHEET **SUPREME COURT CRIMINAL MATTERS**

Request to return cash bail from Supreme Court

Persons who have posted cash bail for the release of an accused person pending the trial may wish to make a request to have the bail money returned to them at the end of the trial and the disposition of the criminal charges.

Monies which are held as bail money on a Supreme Court matter can only be released by the court on an Order of a Supreme Court judge.

The person who wishes to have the bail money returned must submit an Order to the Court which has been consented to by the Crown and Defence lawyers. Consent is by their signature on the Order being presented to the judge of the Supreme Court for consideration.

Along with the proposed Order must be a sworn Affidavit of the person making the request to have the cash bail returned setting out when the bail money was paid, how much was paid, to whom the bail money is to be returned, etc.

The draft Order with the signatures of the Crown and Defence lawyers along with the duly sworn Affidavit must be filed with the court. The documents will be presented to the Crownside judge for consideration - the judge may require an attendance in court on the request to have the cash bail returned from Supreme Court.