District Court - Schedule: B - Forms in criminal proceedings

S.I. No. 260 of 2010

No. 18.2B

*SCHEDULE B*

*O.18, r. 5(4), O.28A, r. 8(6)*

BAIL ACT 1997, Sections 5 and 6

CRIMINAL JUSTICE ACT 2006, Section 99(10A)

BAIL RECOGNISANCE

District Court Area of

District No.

......................... Prosecutor

......................... Accused

Whereas the above-named accused was on the ........ day of ........... 20 ...... convicted by this Court sitting at .......................... of the offence of ................ on charge sheet ....................... and whereas a sentence of ........................ imposed on the said accused was suspended by order made under section 99(1) of the Criminal Justice Act 2006

And whereas the said accused was on the ......... day of ........ 20........ convicted by the ......................... Court sitting at ....................... of the offence of ......................, being an offence committed after the making of this Court’s said order under section 99(1), and the conviction by the .............. Court of said offence occurred during the period of suspension of the sentence imposed by this Court and the said accused was remanded under section 99(9) of the Criminal Justice Act 2006 to the next sitting of this Court at .......................

And whereas this Court made an order under section 99(10) of the Criminal Justice Act 2006

\*revoking its order under section 99(1) of the Criminal Justice Act 2006 suspending the sentence which had been imposed on the said accused

\*[or recite the terms of any other order made under section 99(10) of the Criminal Justice Act 2006]

And whereas the said accused has been remanded on bail under section 99(10A) of the Criminal Justice Act 2006 to the next sitting of the said .......Court sitting at ............ (being the Court referred to in section 99(9) of the said Act)

I the above-named accused agree to be bound by and comply with the following conditions of this recognisance.

|  |  |  |
| --- | --- | --- |
| 1  | I the above-named accused shall not commit any offence while on bail.  | http://www.courts.ie/icons/ecblank.gif |
| \*2  | \*I .......................... of ......................... Accused \*and ........................ of ........................ Surety \*and ............................ of ............................. Surety \*(severally) acknowledge myself/ourselves to owe the State the several sums following, that is to say the said .................. the sum of € ................... and the said .................. the sum of € ................... and the said ...................... the sum of € ...................... to the use of the Minister for Finance and pursuant to the direction of the Judge I/we have lodged the following sums the said .......... the sum of € .......... and the said ................... the sum of € ......... and the said ................ the sum of € ..............  | *\*This condition is required where a money or security condition is included in the bail bond*  |
| http://www.courts.ie/icons/ecblank.gif | Or In lieu of surety/sureties I have pursuant to the direction of the Judge lodged the sum of €............  | http://www.courts.ie/icons/ecblank.gif |
| http://www.courts.ie/icons/ecblank.gif | Or In lieu of the lodgement of cash in the sum of € ........ the Court has accepted the following instrument as security ................ from the said ..............:  | *\*Insert details of any instrument accepted as security*  |
| http://www.courts.ie/icons/ecblank.gif | And I/we further acknowledge that the said sums are liable to be forfeited or estreated as appropriate if I/the above-named accused fail(s) in any of the further conditions set out hereunder  | http://www.courts.ie/icons/ecblank.gif |
| \*3  | I the above-named accused shall appear before the \*present/\*next sitting of \*[the Central Criminal Court] \*[the Special Criminal Court] \*[the Circuit Court for ................. for the disposal of criminal business] \*[the District Court at ................... on the ......day of ......... 20 .... at .............\*a.m. \*p.m. for the disposal of criminal business] and will not depart from the said Court without leave and will attend there in person from day to day during the time the said Court shall be so held or any adjournment thereof for the purposes of the said Court imposing sentence on me for the offence referred to in section 99(9) of the Criminal Justice Act 2006.  | http://www.courts.ie/icons/ecblank.gif |

Signed .................. Accused

\*Signed ................. Surety

\*Signed .................. Surety

Acknowledged before me this ...... day of ......... 20 ....

Signed ........................

\*Judge of the District Court

\*District Court Clerk

\*Peace Commissioner designated by order of the Minister for Justice and Law Reform

\*Governor of.....................prison

\*Prison officer at .....................prison designated in accordance with section 22(3) of the Criminal Procedure Act 1967 by the Governor of said prison.

The accused may apply to the Court at any time to have a condition of the recognisance varied or revoked.

*\*delete where inapplicable*