
STATUTORY INSTRUMENTS

2020 No. 759

The Criminal Procedure Rules 2020

PART 14

BAIL AND CUSTODY TIME LIMITS

BAIL

Requirement for a surety or payment, etc.

- 14.14.**—(1) This rule applies where the court imposes as a condition of bail a requirement for—
- (a) a surety;
 - (b) a payment; or
 - (c) the surrender of a document or thing.
- (2) The court may direct how such a condition must be met.
- (3) Unless the court otherwise directs, if any such condition or direction requires a surety to enter into a recognizance—
- (a) the recognizance must specify—
 - (i) the amount that the surety will be required to pay if the purpose for which the recognizance is entered is not fulfilled, and
 - (ii) the date, or the event, upon which the recognizance will expire;
 - (b) the surety must enter into the recognizance in the presence of—
 - (i) the court officer,
 - (ii) the defendant’s custodian, where the defendant is in custody, or
 - (iii) someone acting with the authority of either; and
 - (c) the person before whom the surety enters into the recognizance must at once serve a copy on—
 - (i) the surety, and
 - (ii) as appropriate, the court officer and the defendant’s custodian.
- (4) Unless the court otherwise directs, if any such condition or direction requires someone to make a payment, or surrender a document or thing—
- (a) that payment, document or thing must be made or surrendered to—
 - (i) the court officer,
 - (ii) the defendant’s custodian, where the defendant is in custody, or
 - (iii) someone acting with the authority of either; and
 - (b) the court officer or the custodian, as appropriate, must serve immediately on the other a statement that the payment, document or thing has been made or surrendered.

(5) The custodian must release the defendant when each requirement ordered by the court has been met.

[Note. See also section 119 of the Magistrates' Courts Act 1980(1).]

(1) 1980 c. 43; section 119 was amended by section 77 of, and paragraph 55 of Schedule 14 to, the Criminal Justice Act 1982 (c. 48).