

FORM 8
[Subrule 19(1)]

COURT OF APPEAL

**NOTICE OF APPLICATION FOR RELEASE FROM CUSTODY PENDING
DETERMINATION OF APPEAL AND ORDER FOR RELEASE**

REX

RESPONDENT

vs.

APPELLANT

TAKE NOTICE that an application will be made on _____
(Date)
at _____
(Time) to a Justice of the Court for an order that the appellant
be released from custody pending the determination of his appeal against:

(a) his conviction at _____
(Location)
by _____ of _____
(Judge) (Offence)
on the _____ day of _____, 20____

OR

(b) against the sentence of _____
(Sentence)
imposed on him at _____ by _____
(Location) (Judge)
on the _____ day of _____, 20____, after
conviction of the appellant of _____
(Offence)

Dated at _____, this _____, day of _____, 20____.

(Signature of appellant or counsel)

(Print name of appellant or counsel)

(Name and address for service of counsel or, if no
counsel, an address, not being a prison, where
documents may be served on the appellant if he is
not in custody)

To the Registrar of the Court at _____

(This order to be completed by the Registrar)

COURT OF APPEAL

REX

RESPONDENT

vs.

_____ **APPELLANT**

BEFORE THE HONOURABLE Mr./Madam Justice _____

The _____ day of _____, 20_____

IT IS ORDERED that the appellant, unless he is detained for some cause other than the said sentence, be released from custody pending the determination of his appeal as aforesaid on the appellant giving an undertaking or entering into a recognizance

("without sureties" or "with sureties")

in the sum of \$ _____,
("Without any conditions" or "with conditions set out in the attached")

with _____
(Justice of the peace)

(a) without depositing any money or other valuable security

OR

(b) on depositing _____ with _____
(Justice of the peace)

CONDITIONS OF RECOGNIZANCE

(a) The appellant shall report at _____ to
(Time and place)

(Name of peace officer or other designated person)

(b) The appellant shall remain within the _____
(Designated territorial jurisdiction)

(c) The appellant shall notify _____

(Name of peace officer or other designated person)

of any change in his address, employment or occupation.

(d) The appellant shall abstain from communicating with _____

(e) The appellant shall deposit his passport with

(f) The appellant shall promptly order and pay for a transcript of the proceedings at trial or, in the event that a Court Reporter was not present, attempt to obtain a copy of the Judge's notes, or depositions of the witnesses, as the case may be.

(g) The appellant shall surrender himself into custody on _____

APPROVED AS TO FORM

Prosecutor