



**Magistrates' Court
Victoria**

MAGISTRATES' COURT OF VICTORIA

Practice Direction

No. 2 of 2008

COMPLIANCE WITH *BAIL ACT 1977*

ADMISSION TO BAIL WITH SURETY

The Chief Magistrate issues this Practice Direction pursuant to *Section 16A* of the *Magistrates' Court Act 1989*.

Background

The person providing surety and the accused generally enter bail at the same venue.

There is no clear provision under the *Bail Act 1977* for the surety to be processed at a different venue to the accused unless they appear before a court (magistrate) by video / audio link.

Direction

Whenever the conditions for the release of an accused person on bail include a surety or sureties and the person before whom the undertaking of bail is to be entered is a registrar or deputy registrar of the Court, then it will always be necessary for the accused person and that surety or those sureties to enter the undertaking of bail before the same registrar or deputy registrar.

This Practice Direction takes effect on 1 October 2008.

IAN L GRAY
Chief Magistrate
29 September 2008