



Magistrates' Court of Victoria

Practice Direction

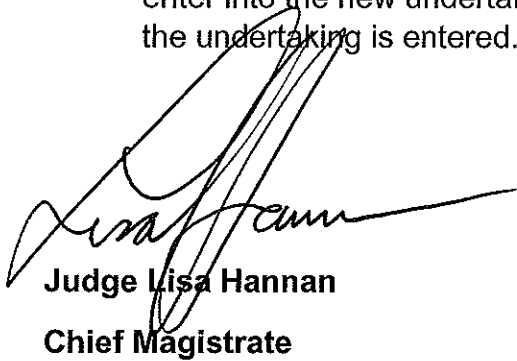
No. 10 of 2020

COVID-19 PANDEMIC RESPONSE

UNOPPOSED BAIL VARIATIONS ON THE PAPERS

1. Pursuant to Part 3 of the *Bail Act 1977 (Vic)* a person who has been granted bail, whether or not the person is in custody, may apply for variation of the conditions of bail.
2. In order to ensure unopposed bail variations can be heard and determined in a timely manner during the COVID-19 pandemic, alternative procedures must be introduced consistent with the emergency health measures currently in place.
3. The Magistrates' Court of Victoria will commence hearing unopposed bail variations on the papers pursuant to s420ZL of the *Criminal Procedure Act 2009* on **7 May 2020**.
4. This Practice Direction sets out the procedure to be applied to all proceedings where a person who has been granted bail seeks to apply for variation of the amount or the conditions of their bail or where the informant or Director of Public Prosecutions applies to vary the amount or the conditions of bail.
5. To list an unopposed application to vary bail the following must be filed via email with the Registry of Magistrates' Court at which the matter is listed (see attached contact list) as a single package:
 - a. Form V – Application by Accused to Vary Bail on the Papers OR Form V1 – Application by Informant to Vary Bail on the Papers;
 - b. Copy of the charge sheet;
 - c. Statement of Alleged Facts;
 - d. Criminal history (if any);
 - e. Outline of reasons that variation is sought;
 - f. Consent to variation and any relevant matters to be brought to the court's attention by the Prosecution;
 - g. Signed affidavit of consent by surety (where applicable); and

- h. Any supporting materials to be relied upon by Defence.
6. Parties will be advised of the date for listing of the application before a Magistrate.
 7. On the listed date, the Magistrate will hear and determine the application on the papers.
 8. The Court will notify the parties via email of the decision by way of the notice of order made.
 9. Where the application for variation is granted, the Accused and surety (where applicable) are required to attend at a Magistrates' Court Registry to sign and enter into the new undertaking of bail. The variation will have no effect until the undertaking is entered.



Judge Lisa Hannan
Chief Magistrate

Date: 4 May 2020

MAGISTRATES' COURT OF VICTORIA
REGISTRY EMAIL ADDRESSES

Metropolitan Courts

Broadmeadows - broadmeadowscoordinator@courts.vic.gov.au
Dandenong - dandenongcoordinator@magistratescourt.vic.gov.au
Frankston - frankstoncoordinator@magistratescourt.vic.gov.au
Heidelberg - heidelbergcoordinator@courts.vic.gov.au
Melbourne - criminalcoordinator@courts.vic.gov.au
Moorabbin - moorabbincoordinator@courts.vic.gov.au
Neighbourhood Justice Centre - njccordinator@magistratescourt.vic.gov.au
Ringwood - ringwoodcoordinator@magistratescourt.vic.gov.au
Sunshine - sunshinecoordinator@magistratescourt.vic.gov.au
Werribee - werribeecoordinator@courts.vic.gov.au

Country Courts

Ararat - araratcoordinator@courts.vic.gov.au
Bacchus Marsh - bacchusmarshcoordinator@courts.vic.gov.au
Bairnsdale - bairnsdalecoordinator@courts.vic.gov.au
Ballarat - ballaratcoordinator@courts.vic.gov.au
Benalla - benallacoordinator@magistratescourt.vic.gov.au
Bendigo - bendigocoordinator@courts.vic.gov.au
Castlemaine - castlemainecoordinator@courts.vic.gov.au
Cobram - cobramcoordinator@courts.vic.gov.au
Colac - colac@courts.vic.gov.au
Corryong - corryongcoordinator@courts.vic.gov.au
Dromana - dromanacoordinator@courts.vic.gov.au
Echuca - echucacoordinator@courts.vic.gov.au
Edenhope - horshamcoordinator@magistratescourt.vic.gov.au
Geelong - geelong@courts.vic.gov.au

Hamilton - hamilton@courts.vic.gov.au
Hopetoun - horshamcoordinator@magistratescourt.vic.gov.au
Horsham - horshamcoordinator@magistratescourt.vic.gov.au
Kerang - kerangcoordinator@courts.vic.gov.au
Korumburra - korumburraordinator@courts.vic.gov.au
Kyneton - kynetoncoordinator@courts.vic.gov.au
Latrobe Valley - lvcoordinator@courts.vic.gov.au
Mansfield - mansfieldcoordinator@courts.vic.gov.au
Maryborough - maryboroughcoordinator@courts.vic.gov.au
Mildura - milduracoordinator@magistratescourt.vic.gov.au
Myrtleford - myrtlefordcoordinator@courts.vic.gov.au
Nhill - horshamcoordinator@courts.vic.gov.au
Omeo - bairnsdalecoordinator@courts.vic.gov.au
Orbost - bairnsdalecoordinator@courts.vic.gov.au
Ouyen - milduracoordinator@courts.vic.gov.au
Portland - portland@courts.vic.gov.au
Robinvale - milduracoordinator@courts.vic.gov.au
Sale - salecoordinator@courts.vic.gov.au
Seymour - seymourcoordinator@courts.vic.gov.au
Shepparton - sheppartoncoordinator@magistratescourt.vic.gov.au
St Arnaud - starnaudcoordinator@courts.vic.gov.au
Stawell - stawellcoordinator@courts.vic.gov.au
Swan Hill - swanhillcoordinator@courts.vic.gov.au
Wangaratta - wangarattacoordinator@courts.vic.gov.au
Warrnambool - warrnambool@courts.vic.gov.au
Wodonga - wodongacoordinator@courts.vic.gov.au
Wonthaggi - wonthaggicoordinator@courts.vic.gov.au