

Youth Judicial Interim Release (Bail Hearing)

What happens after I have been arrested?

The police will either:

- release you and give you a document telling you when to appear in court or
- take you to a bail hearing before a justice of the peace or judge

What happens at a bail hearing?

The justice of the peace or judge will read the charge (the offence) to you. You will be told you have the right to have a lawyer or other person help you in the hearing. If you want a lawyer or someone to help you at the hearing, you will stay in custody until they get there.

The prosecutor will say:

- why you should be kept in custody (not be released) or
- the rules they want you to follow if you are released

If you are released:

- You will have to sign an order which might have rules you must follow.
- You might have to deposit a certain amount of money (bail) or have someone else pledge money (a surety) to have you released.

You can be kept in custody (not released) for three reasons:

1. The justice of the peace or judge thinks you will not show up for your court appearances.
2. The justice of the peace or judge thinks you might commit another crime.
3. The justice of the peace or judge thinks it is in the best interests of the community if you are not released.

If you are not released:

- You can ask to be placed in the custody of a responsible person instead of staying in jail.

Who is a responsible person?

A responsible person is someone who agrees in writing to:

- take care of you
- make sure you go to court
- make sure you follow the rules on the order

You must also agree in writing to these arrangements.

What happens if I do not have the money?

You will stay in jail until:

- you get the money or
- somebody else comes up with the money or
- your case is finished

What are some of the rules I might have to follow?

Some rules might be:

- keeping a curfew
- staying away from certain places or people
- attending school

There could be other rules.

Can I change the rules?

You must have a good reason to ask to change the rules.

If you have a lawyer, you should talk to them first. If you do not have a lawyer, talk to your bail supervisor.

If those options don't work, you can write or email the Alberta Crown Prosecution Service and explain the change you want and why. If the prosecutor agrees, they can ask the court to change the rules for you.

What happens if I disobey these rules or do not show up for court?

A warrant will be issued for your arrest and you might be charged with another offence. If money was deposited, you will not get it back. If somebody else pledged money to have you released (a surety), this person will have to pay the money. If you were released to the care of a responsible person, both you and that person might be charged with an offence.

How long does the release order last?

This order lasts until the charge is finished and you have:

- received your penalty or
- been found not guilty

Any money deposited is not returned until the charge is finished.

How do I get my money back?

You will get your money back **after your charge is finished** if you:

- obeyed all the rules
- appeared for all court hearings

If somebody else deposited the money for you and you signed a special form, the money will be given back to that person.

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