

**SUPREME COURT
OF THE
NORTHERN TERRITORY OF AUSTRALIA**

**PRACTICE DIRECTION
NO 1 of 2011**

BREACH OF BAIL

I, TREVOR JOHN RILEY, Chief Justice of the Supreme Court of the Northern Territory of Australia, hereby make the following practice direction.

1. Pending the making of rules of court relating to breach of bail offences to be tried in the Supreme Court of the Northern Territory, a complaint and if necessary, a summons, is to be in accordance with the forms set out below.
2. The complaint and summons (if required) shall be lodged in the Sheriff's Office at Darwin or in the Registry at Alice Springs as the case may require and shall be sealed with the seal of the Court.
3. Where the defendant has been arrested for breach of bail pursuant to s38 of the Bail Act and it is intended to charge him with the offence of breach of bail, the defendant is to be placed in the custody of the Sheriff until the defendant is able to be brought before a Judge of the Court, and the complaint may be prepared and filed in the meantime.
4. When a complaint or affidavit or service of a summons is filed in the Sheriff's Office, the relevant documents are to be placed on the same file as the file in respect of which bail has been granted, and then referred to a Judge for hearing and determination.

Dated 23 June 2011

Chief Justice

IN THE SUPREME COURT
OF THE NORTHERN TERRITORY
OF AUSTRALIA
AT [DARWIN or ALICE SPRINGS as the case may be]

No. [Insert file number]

BETWEEN

[Insert name of Complainant]
Complainant

And

[Insert name of Defendant]
Defendant

COMPLAINT

The Complaint of [insert name of complainant], a police officer is taken this day of 20 , before the undersigned, a Justice of the Peace for the Northern Territory of Australia, who, upon oath or affirmation states that the above-named defendant [insert name of defendant] of [insert address of defendant] in the Northern Territory of Australia [or as the case may be] on the day of 20 , was granted bail for the offence of [insert offence] by [insert name of Magistrate or Judge who granted bail] and the said defendant undertook to appear before this honourable Court pursuant to that bail on [insert date of appearance] and that on the day of 20 , the defendant engaged in conduct that resulted in a breach by the defendant of his bail undertaking, [or a condition of the grant of bail] contrary to section 37 B (1) of the Bail Act.

PARTICULARS OF BREACH

[Insert particulars here]

Taken before me at on the day and year first hereinbefore
mentioned at in the said Territory.

Justice of the Peace

