



## THE NUNAVUT COURT OF JUSTICE

### PRACTICE DIRECTIVE #35

#### ***THE SURETY APPROVAL PROCESS***

No accused shall be released upon a recognizance with sureties until the proposed sureties have been approved by the Court.

If required by the Court, a proposed surety shall appear before a Judge or Justice of the Peace to be examined under oath by Counsel as to their suitability and/or willingness to accept the obligations of a surety. All prospective sureties must review and sign a Surety Caution in Form 35A in order to be approved as a surety.

All prospective sureties shall undergo a criminal record check prior to being submitted to the Court for approval. Reasonable notice of any prospective surety shall be provided to the Crown to enable the criminal record check to be done in advance of the surety approval hearing.

Issued this day 16<sup>th</sup> of March, 2010 at the direction of the Judges of the Nunavut Court of Justice.

Mr. Justice R. Kilpatrick

Mr. Justice E. Johnson

Mr. Justice N. Sharkey

Madam Justice S. Cooper