

EXPANDED SURETY DECLARATION

**CANADA
PROVINCE OF
ONTARIO**

(Region)

Information/Case File No.

1. IDENTIFICATION

Surname: Given name(s) including middle name:

Previous names, if any:

Date of birth: Email address:

Home address:

Phone number(s): (primary) (other)

Driver's License Number (optional):

Other contact information (if any):

2. EMPLOYMENT AND OCCUPATION

I am employed: ☐ Yes ☐ No If no, source and amount of monthly income:

Name of Employer (if applicable):

Contact of Employer (address/phone/email) 	Occupation:
	Work Hours:
	Work Address (if different from employer):

Monthly Income

3. FINANCIAL MEANS INFORMATION

- ☐ I own my current residence, address listed above.
- ☐ I am the sole owner.
- ☐ I am a joint owner of the residence listed above.
- ☐ The other joint owner(s) are aware of my intention to act as surety (if applicable).
- Property value of the residence listed above
- Mortgage outstanding
- ☐ I rent my current residence; address listed above.
- ☐ Other (details if residence not owned or rented)

Other recoverable financial assets

4. INFORMATION ABOUT THE ACCUSED

Surname: Given name(s):

Date of birth:

My relationship to the accused is that of a

I have known the accused for years or months.

I understand the accused has been charged with :

☐ I am aware of the nature of the allegations and have reviewed/been read the synopsis

☐ I understand the accused does not have any other outstanding criminal charges.

☐ I understand the accused does have the following outstanding criminal charges.

☐ I am the surety on the other charges.

☐ I am not the surety on the other charges.

☐ I understand the accused does not have a criminal record.

☐ I understand the accused does have a criminal record which is described below or attached and initialed.

5. SUITABILITY

☐ To the best of my knowledge, I do not have a criminal record.

☐ I do have a criminal record.

If yes, specify offence(s) and year(s) of conviction(s)

☐ To the best of my knowledge, I do not have outstanding criminal charges.

☐ I do have outstanding criminal charges.

If yes, specify charge(s)

As a surety, I am willing to ☐ promise ☐ or deposit to the court the amount of

I am acting as a surety in respect of another accused:

☐ Yes ☐ No

(If acting as surety for another accused):

Name of other accused:

Date of birth of other accused:

I have promised or deposited in respect of that release order.

I have acted as a surety in the past for someone else:

☐ Yes ☐ No

☐ To the best of my knowledge, that accused person has not been convicted for breaching their release conditions or failing to appear in court in relation to the period for which I was acting as a surety.

☐ To the best of my knowledge, that accused person has been convicted for breaching their release conditions or failing to appear in court in relation to the period for which I was acting as a surety.

I have acted as a surety in the past for this accused:

☐ Yes ☐ No

☐ To the best of my knowledge, this accused has not been convicted for breaching their release conditions or failing to appear in court in relation to the period for which I was acting as a surety.

☐ To the best of my knowledge, this accused has been convicted for breaching their release conditions or failing to appear in court in relation to the period for which I was acting as a surety.

Is this an intimate partner violence case?

☐ Yes ☐ No

I know who the complainant is in this case.

☐ Yes ☐ No

I understand there may be a no contact condition with respect to the complainant.

☐ Yes ☐ No

I am able and willing to make sure the accused obeys any such condition.

☐ Yes ☐ No

6. RELEASE PLAN

I am prepared to supervise a plan of release that may include the following (check all that apply):

- ☐ Non-residential surety: the accused will not live with me as a condition of this release order.
- ☐ Residential surety: the accused will live with me as a condition of this release order.
- ☐ (If residential surety) The other residents are aware of this proposed plan.
- ☐ House arrest: the accused will not be able to leave the home.
- ☐ Curfew: the accused will need to be home during certain hours of the day.
- ☐ Exception for employment (details):

- ☐ Exception for education (details):

Further additional details

- ☐ There are no firearms in the home.

- ☐ There are firearms in the home.

I am prepared to remove the firearm(s) from the home if required.

☐ Yes ☐ No

- ☐ There are no cross-bows in the home.

- ☐ There is/are cross-bow(s) in the home.

I am prepared to remove the cross-bow(s) from the home if required.

☐ Yes ☐ No

- ☐ There are no explosive substances in the home.

- ☐ There are explosive substances in the home.

I am prepared to remove the explosive substance(s) from the home if required.

☐ Yes ☐ No

7. SURETY ACKNOWLEDGEMENTS

Please initial

I understand I do not have to be a surety; it is my free choice to take on this promise and these obligations.

☐	I understand that by becoming a surety, I am responsible to the court to make sure that the accused person will, until the charges against them are disposed of: (a) Come to court as required, and (b) Obey all the conditions of the release order.
☐	I understand that the failure on the part of the accused to follow any of the conditions in their release order could lead to the forfeiture of the amount of money that I have promised or deposited, even if I have supervised the accused to the best of my ability.
☐	I understand that if I do not pay the full amount ordered by the court, my personal and real property may be sold and if the bail cannot be realized out of such sale, I may be imprisoned.
☐	I understand that I am entitled to independent legal advice.
☐	I understand that it is illegal to accept payment or other means of compensation in return for being a surety.
☐	I have read this affidavit and understand the contents of this affidavit, or this affidavit has been read to me and I understand the contents.
☐	I understand that if the accused fails to appear in court or breaches any term of the release order, I must immediately report this to the police.
☐	I understand that a police service may search their records and databases for information about me including but not limited to criminal record checks, outstanding charges, weapon ownership, prior history as a surety and any other prior police contact. The results of this search may be shared with the Crown Attorney's office, defence counsel, the accused, and/or the court for their consideration of my suitability as a surety.
☐	I understand that the law allows me to stop being a surety at any time. I can do this by: (a) Applying to a Justice of the Peace in writing for an order relieving me of my obligations under the release order in which case I will remain responsible for the accused until they have been brought into custody. (b) Bringing the accused into the court at which they are required to appear at any time the court is sitting and giving the accused into the custody of the court. (c) Bringing the accused person to court with another proposed surety and asking for an order removing me as the surety and appointing the other person as the surety. I understand that I will remain responsible for the accused person until the new surety signs the release order.

8. SIGNATURES

For in-person administration of oath or declaration:

Signed on the day of , 20 at the in the Province of Ontario	Signature of the surety
--	---

Sworn / Affirmed before me on the day of

, 20 , at the

in the Province of Ontario

Signature of the person who is
authorized to take or receive
statements made under oath,
solemn declaration or solemn
affirmation

For remote administration of oath or declaration

Signed on the day of , 20

at the

in the Province of Ontario

Signature of the surety

Sworn / Affirmed remotely by (proposed surety's name)

stated as

being located at the

in the Province of ,

on the day of , 20

in accordance with O. Reg. 431/20, Administering Oath or
Declaration Remotely.

Signature of the person who is
authorized to take or receive
statements made under oath,
solemn declaration or solemn
affirmation