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| Form 10B | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| CONSENT VARIATION OF RELEASE ORDER UNDER S. 519.1 OF THE *CRIMINAL CODE* | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ONTARIO  SUPERIOR COURT OF JUSTICE | | | | | | | | | | | | | |  | | (*Criminal Code*, s. 519.1, *Criminal Proceedings Rules*, Rule 20) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |  | |  | | | | | | | |
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|  | | | | | | | | | | | | | | Court File No. (if known) | | | | | | | |
| Region | | | | | | | | | | | | | |
| NOTE: | | | | 1. | | This form may only be used to vary initial release orders that were issued under ss. 498, 503 and 515 of the *Criminal Code* or orders made under those subsections that were previously varied pursuant to s. 519.1. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|  | | | | 2. | | Section 519.1 does not apply to release orders issued under ss. 520, 521, 522, 523, 524 or 525 of the *Criminal Code*. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|  | | | | 3. | | **The reviewing judge may require a court attendance, further material to be filed or give other directions regarding the application.** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|  | | | | 4. | | A copy of the release order that the applicant wants varied, including all previous variations of that release order, must be attached to this form. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| REX | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| - v.- | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| (specify name of accused/applicant) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Pursuant to s. 519.1 of the *Criminal Code*, the applicant applies to vary their release order. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| The form of release is a | | | | | | | | | | |  | | release order | | | | | | | | | | | |  | | | undertaking | | | | | | | | | | | dated | |  | | | | | | | | | | | | | | |
| The applicant seeks to vary the following term(s) of the release order: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| (specify the clause number and wording) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| By: | | |  | | deleting the term(s), | | | | | | | | | | | | | | or by | | |  | | adding | | | | | | | |  | | | | | substituting | | | | | | the following wording to the term(s): | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| **CROWN CONSENT** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| I consent to the variation. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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|  | | | | | | | | | | | | Name | | | | | | | | | | | | | | | | | |  | Signature | | | | | | | | | | | | | | | | | | | |  | Date | | | |
| **SURETY CONSENT** | | | | | | | | | |  | | | | | | | | | |  | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| I consent to the variation and agree to be bound by the existing release order amended to include this variation. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|  |  | | | | | | | | | | | | | | | |  |  | | | | | | | | | | | | | | | |  | |  | | | | | | | | | | | | |  | Witnessed by: | | | | | |
|  | Surety Name | | | | | | | | | | | | | | | |  | Surety Signature | | | | | | | | | | | | | | | |  | | Date | | | | | | | | | | | | |  |
|  |  | | | | | | | | | | | | | | | |  |  | | | | | | | | | | | | | | | |  | |  | | | | | | | | | | | | |  |  | | | | | |
|  | Surety Name | | | | | | | | | | | | | | | |  | Surety Signature | | | | | | | | | | | | | | | |  | | Date | | | | | | | | | | | | |  | Witness name | | | | | |
|  |  | | | | | | | | | | | | | | | |  |  | | | | | | | | | | | | | | | |  | |  | | | | | | | | | | | | |  |  | | | | | |
|  | Surety Name | | | | | | | | | | | | | | | |  | Surety Signature | | | | | | | | | | | | | | | |  | | Date | | | | | | | | | | | | |  | Witness Signature | | | | | |
| **ACKNOWLEDGEMENT OF ACCUSED/APPLICANT** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| I understand the original release order remains in effect and that failing without lawful excuse to comply with that undertaking or release order as it has been varied is an offence contrary to the *Criminal Code*. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| Accused/Applicant Signature | | | | | | | | | | | | | | |  | | Date | | | | | | | | |  | Witness Name | | | | | | | | | | | | | | | | |  | Witness Signature | | | | | | | | | | |
| **IT IS ORDERED** | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|  |  | that the | | | | | |  | release order | | | | | | | | | | |  | undertaking | | | | | | | | dated | | | | | | | | |  | | | | | | | | | is varied in the above-noted terms. | | | | | | | | | |
|  |  | that the application is dismissed. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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|  |  | Specify details of any other order, e.g. that the parties attend court or file further materials. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| **DATED** at | | | | | | |  | | | | | | | | | | | | | | | | , Ontario, this | | | | | | | | | |  | | | | | | | day of | |  | | | | | | | | | | | , 20 |  |  | |
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