**Bail Courts in Newmarket**

**Purpose**

To ensure timely bail hearings

* Appearances will not be restricted to video/audio slots provided by correctional institutions
* In-person appearances will be increased to afford more time for counsel and the Toronto Bail Program (Newmarket) to meet with in-custody individuals
* In-person appearances will increase flexibility, such as traversing between courts and allowing more matters to be heard at the same time

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| 100 court | 104 court  | 103 court |
| **New Arrests**  |  **Bail Phase**  |  **Contested Bail Hearings** |
| *This court will address new arrests as follows*:* consent releases
* consent detentions
* focused hearings

Once completed, these matters will be adjourned to a Case Management Court or other court as determined by the Judicial Officer.*All other matters will be remanded as follows:* * to 104 court for bail phase purpose (either in-person or by video)
* to 103 court for a bail hearing
* to a resolution court or any other court as determined by the Judicial Officer
 | *This court will address bail phase matters as follows:** remand to a future date in 103 court for a contested bail hearing (primarily in-person but may be by video subject to the discretion of the Judicial Officer)
* remand to a future date in 104 court for bail phase purpose (either in-person or by video subject to the discretion of the Judicial Officer)
* remand to a resolution court or any other court as determined by the Judicial Officer

*Other matters may be addressed in this court as follows:** bail hearings
* focused hearings
* consent releases
* consent detentions

If bail is determined, these matters will be adjourned to a Case Management Court or other court as determined by the Judicial Officer. | *This court will hear contested bail hearings*If bail is determined, these matters will be adjourned to a Case Management Court or other court as determined by the Judicial Officer.*All other matters will be traversed to another court or remanded as follows:** for bail hearing or bail hearing continuation
* to 104 for bail phase purpose
* to a resolution court or any other court as determined by the Judicial Officer

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| This is a virtual courtAll matters are managed virtually | This is a hybrid court All video appearances are deemed to be 10 minutes | This is a hybrid courtContested bail hearings will be primarily in-person |
| This court assists 103 & 104 courts with all bail matters virtually | This court assists 100 court & 103 court with all bail matters  | This court assists 100 court & 104 court with all bail matters |

**BAIL HEARING CONFERENCES**

Bail Hearing Conferences (BHC) will be conducted for bail hearings requiring more than 2 hours of court time.

Counsel will request a BHC through the Trial Coordinator’s office in Newmarket pursuant to the Newmarket Bail Hearing Conference Procedure (See Link below):



At the conclusion of the BHC, the judicial officer who conducted the BHC will determine the following:

* If the Bail Hearing requires less than 3 hours to complete, the parties will set the bail hearing on the next scheduled court date
* If the Bail Hearing requires 3 hours or more to complete, the Special Bail Hearing Protocol must be followed

**SPECIAL BAIL HEARING PROTOCOL** (see link below):

* The Trial Coordinator will contact the parties (defence and crown) to schedule the Special Bail Hearing.
* The parties will set the Special Bail Hearing in court on the next scheduled court date

[Direction for Scheduling Special Bail Hearing Courts](https://www.ontariocourts.ca/ocj/legal-professionals/practice-directions/bail-hearing-courts/)