

NOTICE

PROVINCIAL COURT OF MANITOBA

RE: PROCEDURE FOR CONSENT VARIATIONS TO JUDICIAL INTERIM RELEASE CONDITIONS WITH SURETY

Where an individual has been released on judicial interim release with a surety or sureties, and applies to vary one or more conditions of release, the consent of the Crown and the surety or sureties is required pursuant to s. 519.1 of the *Criminal Code of Canada*. The application may be made in writing using the form “Application to Vary by Consent” (see link: [MG5268A Variation Out of Court version \(manitobacourts.mb.ca\)](https://www.manitobacourts.mb.ca/mg5268a-variation-out-of-court-version)) without the necessity of an appearance in Court. The form is to be completed by counsel for the applicant or the applicant, if self represented, and submitted to the Crown for their consent. Once consent of the Crown is obtained the form is to be forwarded to the Provincial Court for the signature of a Judge or Justice of the Peace. **It is no longer necessary to obtain the signature of a surety prior to submitting the form to the Court.** Once the variation has been granted by a Judge, counsel for the applicant or the applicant, if self represented, will be contacted by the court office. The variation will not be in effect until the applicant and the surety or sureties attend the court office to sign the variation form.

This Notice comes into effect immediately.

ISSUED BY:

“Original signed by”

**The Honourable Chief Judge Margaret Wiebe
Provincial Court of Manitoba**

DATE: March 23, 2023