

## PEACE BOND APPLICATIONS

Section 810 (1) of the Criminal Code of Canada reads as follows:

“ An information may be laid before a justice by or on behalf of any person who **fears** on reasonable grounds that another person will cause personal injury to him or her or to his or her spouse or common-law partner or child or will damage his or her property.”

This means that **you must be afraid** that another person will **injure** you, a member of your family, or **damage** your property.

### HOW TO COMPLETE THE FORM

There are 9 spaces on the Application Form. Please fill in the information for each space as follows:

1. Your full name and date of birth
2. Your mailing address (P.O. Box # or street address), the name of the town or city where you live, and your phone number (your phone number will not be given to the defendant)
3. The name of the defendant (the person you want the Peace Bond against) and his or her mailing address (P.O. Box # or street address), date of birth and phone number. **If the address is not known or is not completely filled out, the Court cannot issue a Summons for that person and the application process can go no further.**
4. The name of the defendant again
5. The date when the defendant's actions started
6. The date when the defendant's actions ended. If the actions only happened on one day, put the same date in spaces 5 and 6.
7. The name of the town or city where the defendant's actions happened
8. A brief description of what the defendant did that caused you to be afraid
9. The name of the defendant again

When the form is completed, you must swear to it before a Justice of the Peace and sign your full name. This means you must go to the Provincial Court location that covers your area, present your application to a Court Officer and swear that the contents of the form are true. You will then sign your name on the application. If the grounds for the application have been met as per Section 810 CCC (fear), the Justice of the Peace will also sign the form.

The Peace Bond does not take effect **until you have seen a Judge**, not on the date you signed the application form. Court staff will advise you of a date when you and the person you want to take out the Peace Bond against are scheduled to attend Court. If you do not attend, the application is dismissed. If the Defendant does not attend, and he was served with the Summons, the Judge may issue a warrant for his arrest.

NOTE: If the defendant wishes to appear in court at an earlier date and is agreeable to signing the Peace Bond, the Judge will consider your list of conditions and may impose some or all and any other conditions he/she sees fit. You will then be notified that the bond is in effect. **The Peace Bond only becomes effective on the date it is granted by the Judge.**