

Bail Flow Chart

YES
The applicant must show cause why their detention is not justified. If they cannot, bail must be refused

NO
They proceed to the next step

• Does the applicant for bail need to show cause?



YES
Proceed to next step

NO
The applicant should be released unconditionally or bail should be dispensed with

• Are there any bail concerns?



YES
The applicant should be released on conditions, no more onerous than to address the concern/s identified

NO
They are deemed to be an unacceptable risk to be released on bail and bail must be refused

• Can the imposition of bail conditions address the concerns identified so that those concerns are not an unacceptable risk?