

Lawyer assisted inmate request for legal aid service form: Habeas corpus application for bail

This form is intended for an expedited application process for a certificate for habeas corpus. Only submit this form where the client was ready to proceed with a bail hearing and the hearing was adjourned due to court or Crown unavailability. Expedited habeas corpus application certificates for bail will only be issued where legal merit is evident under **Section 3: Charges/Legal Details**.

Incomplete forms will not be processed.

Section 1: Client information

Client name:

Contact:	Out of custody / fixed address:	Unit #:
	Town/City:	Province:
		Postal code:
	Phone:	
	Email:	

Date of birth:

Gender:	Male	Female	X	Unknown
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Status in Canada:

Indigenous self-identification

Does the client self-identify as First Nations, Métis, Inuit or other?

	Yes	No	Not asked
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If yes:	First Nations	Status	Non-status
		On Reserve	Off Reserve
	Métis	Registered	Non-registered
	Inuit		
	Other		

Self-identification of Race

Asian - East (e.g.: Chinese, Japanese, Korean)	Prefer not to answer
Asian - South East (e.g.: Malaysian, Filipino, Vietnamese)	Do not know
Asian - South (e.g.: Indian, Pakistani, Sri Lankan)	Not asked
Black - African (e.g.: Ghanaian, Kenyan, Somali)	Other (please specify)
Black - Caribbean (e.g.: Barbadian, Jamaican)	
Black - North American (e.g.: American, Canadian)	
Indian-Caribbean (Guyanese with origins in India)	
Latin American (e.g.: Argentinian, Chilean, El Salvadorian)	
Middle Eastern or North African (e.g.: Egyptian, Iranian)	
Roma	
White - North American (e.g.: American, Canadian)	
White - European (e.g.: English, Italian, Portuguese, Russian)	
Identifies as Indigenous in self-identifying section above	

Section 2: Lawyer of choice

Lawyer name:

Solicitor #:

Phone:

Email: (required)

Section 3: Charges / legal details

Date of arrest:

Client's charges:

Date on which client was ready
to proceed with a bail hearing
(on record):

Onus and Crown position
on bail:

Return date:

Reason bail hearing
was adjourned:

Court location:

Number of court appearances:

Institution:

Have bail/adjournment transcripts been ordered? Yes No

Please forward bail/adjournment transcript invoices to gencasemgmt@lao.on.ca for processing after the certificate is issued and acknowledged.

I am applying for a habeas corpus certificate for bail because (please provide a brief opinion regarding the legal merits of a habeas corpus application – approximately 250 words):

Note: In assessing whether a matter has been adjourned contrary to section 516(1), “three clear days” refer to the number of days between adjournments, excluding the day on which the matter was adjourned and the day the matter was adjourned to, and do not include holidays (ss. 26 & 27(1) of the *Interpretation Act*, R.S.C. 1985, c. I-21)

I am also seeking a full criminal defence certificate in this matter Yes No

If yes – please complete the [Lawyer assisted inmate request for legal aid service form](#)

Section 4: Financial Information

Has the client paid a lawyer any money for this proceeding? Yes No

If yes, what amount? \$

Financial information must be provided for the client and any spouse/person responsible.

Family size:

Marital status: Single Married Common-law
 Divorced Separated Widowed

If applicable:

Spouse name (first, middle, last):

Spouse gross annual income:

Dependants living in the home #

Paying support for dependants living outside the home \$ /month

Funds seized:

Gross annual
income:

Income source:

OW / ODSP: Yes No

Own property: Yes No

Other assets:

If employed, what is the likelihood of returning to work if released?

Unable to obtain information from the client

Confirmation

Client/inmate

I _____ authorize the lawyer noted
in section 2 to be my lawyer for the purposes of my Legal Aid Certificate for a habeas corpus
application.

I acknowledge that I am choosing my lawyer for my case (habeas corpus application). I
understand that they will get a legal aid certificate and Legal Aid Ontario will pay for the services
billed by the lawyer. I am prepared to work with my lawyer to manage my case (habeas corpus
application).

A change of solicitor request will only be considered under extraordinary circumstances. It is
expensive and costs LAO money to let you change lawyers.

Counsel, confirm with client that they agree to the terms and conditions. Verbal declaration is
accepted for consent and declaration per COVID-19 disruptions. Client is advised of obligations
to sign and submit consent and declaration at a later date.

Signature:

Date:

Lawyer

By submitting this form, I declare that the client has verbally consented to have me submit this application on their behalf. I have confirmed that the client understands and consents to have the issued certificate sent directly to me (where there is a prior history with the lawyer on file at LAO); otherwise it will be sent directly to the client; and I confirm the information contained herein is complete, true and accurate to the best of my knowledge.

Name:

Date:

Signature:

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Personal information contained on this form is collected under the authority of the *Legal Aid Services Act, 2020* and will be used for the purpose of delivering legal aid services under LASA.

Questions about this collection should be directed to the Privacy and Access to Information Officer at fippa@lao.on.ca or 1-800-668-8258.



LEGAL AID ONTARIO
AIDE JURIDIQUE ONTARIO

For internal use only:

Application reviewed: Yes No

Application found to have merit: Yes No

Date: