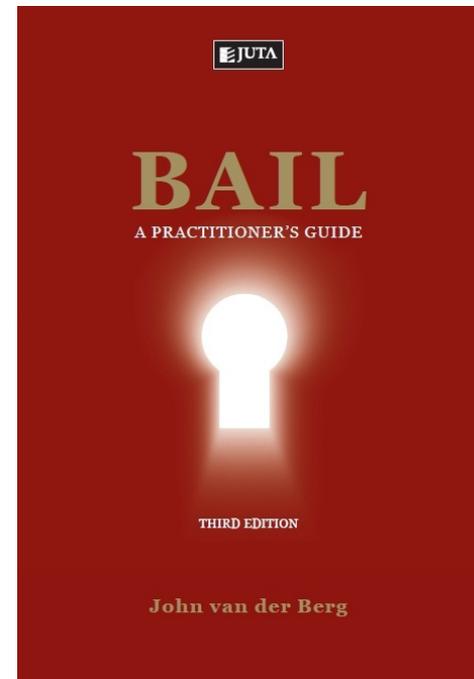


Bail: A Practitioner's Guide (eBook)

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About this Publication:

The third edition of *Bail* provides a critical discussion of past and current bail law, including the impact of the Constitution on statutory interpretation and practice.

Where the law remains unclear – often as a result of divergent High Court decisions – the author provides guidelines to the practitioner and the lower courts alike. He makes concrete suggestions, where necessary, on the application of the law in a setting where tension between the liberty of the individual and the troubling crime rate calls for a measured and practical approach.

This edition features extensive quotations from the authorities, with English translations of Afrikaans judgments. The book also includes an invaluable 'Quickfinder' section in which the most important bail procedures are set out in a clear, concise and easily accessible format. Notice of motion templates are also provided.

Contents Include:

- Introduction, history and sources
- The nature and purpose of bail
- The presumption of innocence
- The right to bail
- Bail granted extra-curially
- The bail hearing
- Procedure and *onus*
- The rules of evidence in bail hearings
- The issues in bail hearings
- Bail conditions
- Posting bail or security
- Cancellation of bail

- Appeal and review of bail proceedings
- Extraordinary provisions, powers and proceedings
- Bail and the rights of children
- Bail and military tribunals
- Bail in extradition proceedings
- Appendices
 - Criminal Procedure Act 51 of 1977, ss 50, 58-72A, 159A, 304-316
 - Criminal Procedure Act 51 of 1977, Schedules 1, 2 (Part III), 5, 6 & 7
 - Extradition Act 67 of 1962, ss 9-13
 - Quickfinder: Bail application ito s 60(1)
 - Procedure and onus
 - Quickfinder: Bail application ito s 60(11)(a)
 - Quickfinder: Bail application ito s 60(11)(b)
 - Quickfinder: Notice of appel ito s 65
 - Quickfinder: Bail pending petition and appeal to High Court
 - Quickfinder: Bail pending petition and appeal to SCA
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Of Interest and Benefit to:

- Attorneys
- Advocates
- Judges
- Prosecutors
- Magistrates
- Articled clerks at practical legal training centres