**Form 88**

**Warrant of remand in default of bail being found**

*Complete and insert the heading as set out in* *[form 2](http://www.legislation.govt.nz/regulation/public/2014/0179/latest/link.aspx?id=DLM6119636" \l "DLM6119636).*

**To a bailiff of the District Court at [*place*]/a constable at [*place*]\***

and

**To** the manager of the prison at [*place*]

**1** At the District Court at [*place, date*], the defendant was brought before me under a writ of arrest issued at the suit of the plaintiff for the sum of $[*amount*] and costs of $[*amount*].

**2** Acting under section 210 of the District Court Act 2016, I admitted the defendant to bail in the sum of $[*amount*], and [*specify*] surety/sureties\* [*specify*] in the sum of $[*amount*] (each), and I ordered that in default of the bail being given or the amount of $[*amount*], with costs of $[*amount*], being deposited with the Registrar of the District Court at [*place*], the defendant should be detained in the prison at [*place*] and be brought from there to the District Court at [*place, date, time*].

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| \*Select one. |

**3** Default has been made in the bail being given, and the amount of $[*amount*] and costs of $[*amount*] has not been deposited.

**4** I therefore order you, the bailiff, to take the defendant and deliver him/her\* to the manager of the prison at [*place*].

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| \*Select one. |

**5** I order you, the manager, to receive the defendant into your custody and to detain the defendant and bring the defendant to the District Court at [*place, date, time*] before me or some other District Court Judge unless the defendant sooner gives the prescribed security or makes the deposit, or until the defendant is sooner discharged by due course of the law.

Date:

Signature:

(District Court Judge)