



HIGH COURT OF NEW ZEALAND

SUBJECT: Procedure - Second Appearance of Category 4 Offences in the High Court over the Christmas Period 2018-2019

As at 20 November 2018

This memorandum explains how the second appearance of a Category 4 offence in the High Court will occur for December 2018, January 2019 & February 2019.

When a defendant is charged with a Category 4 offence, the second appearance is to be held in the High Court within 15 working days from the defendant's first appearance in the District Court.

Normally, a specified day of the week (and time) is set aside in each High Court registry to deal with any required second appearances.

These arrangements are varied for late December 2018 and January 2019.

With only limited exceptions, the High Court does not sit from 20 December until 31 January. Further, section 5 of the Criminal Procedure Act 2011 (CPA) (interpretation of a working day) states the days in the period commencing on 25 December in one year and ending on 15 January in the next year are not to be counted as working days.

Rule 1.7 of the Criminal Procedure Rules 2012 allows time-frames between CPA hearings to be extended.

Procedure

There will be no second appearance hearings for Category 4 offences after Wednesday 19 December 2018 and before Monday 14 January 2019 (approximately a 4 week break).

Outside that period second appearance hearings will take place in December 2018, January 2019 and February 2019 as shown below. Hearings will be scheduled for 9.00 am unless otherwise advised.

Hearings required in the circuit registries from 19 December to 31 January will have the judge appearing by AVL.

Auckland Circuit

Auckland Registry

Wednesdays 5, 12 & 19 December 2018;
Wednesdays 16, 23 & 30 January 2019; &
Thursday 7 February 2019.

Local District Courts: - Auckland, Manukau, North Shore, Waitakere, Papakura & Pukekohe.

Whangarei Registry

Thursdays 6 & 13 December 2018;
Thursdays 17, 24 & 31 January 2019; &
Thursday 7 February 2019.

Local District Courts: - Whangarei, Dargaville, Kaikohe & Kaitaia.

Rotorua Registry

Fridays 7 & 14 December 2018;
Fridays 18 & 25 January 2019; &
Friday 1 February & Tuesday 5 February 2019.

Local District Courts: - Rotorua, Taupo & Tokoroa.

Tauranga Registry

Wednesdays 5, 12 & 19 December 2018;
Wednesdays 16, 23 & 30 January 2019; &
Tuesday 5 February 2019.

Local District Courts: - Tauranga, Opotiki, & Whakatane.

Hamilton Registry

Tuesdays 4, 11 & 18 December 2018;
Tuesdays 15, 22 & 29 January 2019; &
Tuesday 5 February 2019.

Local District Courts: - Hamilton, Huntly, Morrinsville, Te Awamutu, Te Kuiti, Thames, Waihi & Taumarunui.

Wellington Circuit

Wellington Circuit Registries (Wellington, Napier, Palmerston North, Whanganui, Gisborne, New Plymouth, Nelson & Blenheim)

Mondays 3, 10 & 17 December & Wednesday 19 December 2018;
Monday 14 January, Tuesday 22 January & Monday 28 January 2019; &
Tuesday 5 February 2019.

Local District Courts (Wellington): - Wellington, Porirua, Hutt Valley, Masterton & Chatham Islands.

Local District Courts (Napier): - Napier, Hastings & Waipukurau.

Local District Courts (Palmerston North): - Palmerston North, Levin & Dannevirke.

Local District Courts (Whanganui): - Wanganui, Marton & Taihape.

Local District Courts (New Plymouth): - New Plymouth & Hawera.

Local District Courts (Gisborne): - Gisborne, Ruatoria & Wairoa.

Local District Courts (Nelson): - Nelson.

Local District Courts (Blenheim): - Blenheim & Kaikoura.

Christchurch Circuit

Christchurch Registry

Fridays 7 & 14 December 2018;

Fridays 18 & 25 January 2019; &

Friday 1 February & Thursday 7 February 2019.

Local District Courts: - Christchurch & Rangiora.

Christchurch Circuit Registries (Dunedin, Invercargill, Timaru & Greymouth)

Tuesdays 4, 11 & 18 December 2018;

Tuesdays 15, 22 & 29 January 2019; &

Tuesday 5 February 2019.

Local District Courts (Dunedin): - Dunedin, Alexandra & Balclutha.

Local District Courts (Invercargill): - Invercargill, Gore & Queenstown.

Local District Courts (Timaru): - Timaru, Ashburton & Oamaru.

Local District Courts (Greymouth): - Greymouth & Westport.

Bail Applications

Any bail applications (along with any other urgent business) will be dealt with in the normal way during the Christmas period.