

IN THE SUPREME COURT OF NEW ZEALAND

**SC 44/2009
[2009] NZSC 64**

ALEX KWONG WONG

v

THE QUEEN

Court: Elias CJ, Blanchard and Wilson JJ

Counsel: F C Deliu for Applicant
M D Downs for Crown

Judgment: 16 June 2009

JUDGMENT OF THE COURT

The application for leave to appeal is dismissed.

REASONS

[1] Having been convicted at his retrial (ordered by this Court) on charges of importing and possession for supply of methamphetamine of considerable quantity, the applicant, represented by Mr Deliu, now wishes to appeal against the Court of Appeal's refusal to grant him bail pending the hearing of his conviction appeal in the Court of Appeal. There is a fixture for 18 August. The Court of Appeal's approach to the issue of bail was an entirely orthodox approach to the exercise of discretion under s 14 of the Bail Act 2000. It was not satisfied on the balance of probabilities that it would be in the interests of justice in the particular case to do so. Nothing in

counsel's submissions persuades us that the Court of Appeal's exercise of its discretion should be disturbed.

Solicitors:
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