

IN THE SUPREME COURT OF NEW ZEALAND

SC 116/2011
[2011] NZSC 155

BETWEEN	ROBERT FRANK TERRY Applicant
AND	DEPARTMENT OF CORRECTIONS Respondent

Court: Elias CJ, Blanchard and Tipping JJ

Counsel: Applicant in Person

Judgment: 14 December 2011

JUDGMENT OF THE COURT

The application for leave to appeal is dismissed.

REASONS

Mr Terry has failed to file submissions in support of his application for leave. It is evident from the judgment of Miller J in the High Court,¹ from which Mr Terry is trying to appeal directly to this Court, that there is no prospect of the appeal succeeding, and certainly no basis for a direct appeal. The conviction was for failing to report for community work. Mr Terry was convicted and discharged. The issue is one of fact only and the criteria for leave are not met.

¹ *Terry v Department of Corrections* HC Greymouth CRI-2011-418-004, 29 August 2011.