## NOTE: HIGH COURT ORDER PROHIBITING PUBLICATION OF THE IDENTITY OF THE COUNTRIES THAT HAVE PROVIDED DETAILS ABOUT THEIR DEALINGS WITH THE PEOPLE'S REPUBLIC OF CHINA IN NEWS MEDIA OR ON THE INTERNET OR OTHER PUBLICLY AVAILABLE DATABASE REMAINS IN FORCE.

## IN THE SUPREME COURT OF NEW ZEALAND

## I TE KŌTI MANA NUI

SC 57/2019 [2019] NZSC 142

BETWEEN MINISTER OF JUSTICE

First Appellant

ATTORNEY-GENERAL

Second Appellant

AND KYUNG YUP KIM

Respondent

Hearing: 4 December 2019

Court: Glazebrook, O'Regan and Ellen France JJ

Counsel: U R Jagose QC, A F Todd and G M Taylor for Appellants

A J Ellis and B J R Keith for Respondent

Judgment: 10 December 2019

## JUDGMENT OF THE COURT

- A Order made declaring that following the hearing on 4 December 2019 the Court has determined there is no impediment to Arnold J sitting on the panel to hear the substantive appeal.
- B The panel to hear the appeal will comprise Glazebrook, O'Regan, Ellen France, Arnold and French JJ.

[Reasons to follow]

[1] The present application is being dealt with by a panel of three judges from the permanent Court. Winkelmann CJ and Williams J were on the panel in the Court of Appeal<sup>1</sup> and William Young J is not sitting on the substantive appeal for an unrelated reason.

Solicitors:

Crown Law Office, Wellington for Appellants Marshall Bird Curtis, Auckland for Respondent

<sup>&</sup>lt;sup>1</sup> Kim v Minister of Justice of New Zealand [2019] NZCA 209.