

**NOTE: HIGH COURT ORDER PROHIBITING PUBLICATION OF NAME OF
COMPLAINANT REMAINS IN FORCE**

IN THE SUPREME COURT OF NEW ZEALAND

I TE KŌTI MANA NUI

**SC 129/2019
[2020] NZSC 15**

BETWEEN SHAY O'CARROLL
 Applicant

AND THE QUEEN
 Respondent

Court: Glazebrook, O'Regan and Ellen France JJ

Counsel: P M Keegan for Applicant
 P D Marshall for Respondent

Judgment: 5 March 2020

JUDGMENT OF THE COURT

- A The application for leave to appeal is granted (*O'Carroll v R* [2019] NZCA 657).**
- B The approved question is whether the Court of Appeal was correct to dismiss the appeal.**
- C Bail is extended on the same conditions until the determination of the appeal.**
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Solicitors:
Crown Law Office, Wellington for Respondent