

IN THE SUPREME COURT OF NEW ZEALAND

I TE KŌTI MANA NUI

SC 6/2020
[2020] NZSC 41

BETWEEN DENNIS HAUNUI
 Applicant

AND THE QUEEN
 Respondent

Court: William Young, O'Regan and Williams JJ

Counsel: A J Bailey for Applicant
 J Mara for Respondent

Judgment: 30 April 2020

JUDGMENT OF THE COURT

- A Leave to appeal is granted (*Haunui v R* [2019] NZCA 679).**
- B The approved question is whether the Court of Appeal ought to have allowed the applicant's appeal to that Court.**
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REASONS

[1] In addition to the points raised in the leave submissions, counsel's submissions should address the conclusion of the Court of Appeal in *Wiley v R* that the omission of the proviso formerly set out in s 385 of the Crimes Act 1961 from s 232 of the Criminal Procedure Act 2011 did not point to any change in the approach to appellate review.¹

Solicitors:
Crown Law Office, Wellington for Respondent

¹ *Wiley v R* [2016] NZCA 28, [2016] 3 NZLR 1 at [42]–[55].