

NOTE: PUBLICATION OF NAME, ADDRESS, OCCUPATION OR IDENTIFYING PARTICULARS OF COMPLAINANT PROHIBITED BY SS 203 AND 204 OF THE CRIMINAL PROCEDURE ACT 2011. SEE <http://www.legislation.govt.nz/act/public/2011/0081/latest/DLM3360350.html>

NOTE: COURT OF APPEAL ORDER PROHIBITING PUBLICATION OF NAME, ADDRESS, OCCUPATION OR IDENTIFYING PARTICULARS OF APPLICANT PURSUANT TO S 200 OF THE CRIMINAL PROCEDURE ACT 2011 REMAINS IN FORCE.

IN THE SUPREME COURT OF NEW ZEALAND

I TE KŌTI MANA NUI O AOTEAROA

**SC 80/2023
[2023] NZSC 146**

BETWEEN L (SC 80/2023)
Applicant

AND THE KING
Respondent

Court: Glazebrook, O'Regan and Kós JJ

Counsel: H G de Groot and M J McKillop for Applicant
R K Thomson for Respondent

Judgment: 3 November 2023

JUDGMENT OF THE COURT

A Leave to appeal is granted (*L (CA631/2021) v R* [2023] NZCA 246).

B The approved question is whether the Court of Appeal was correct to dismiss the appeal.

REASONS

[1] Leave is granted in general terms, but counsel's argument should concentrate on the applicability of s 16(2)(b) of the Evidence Act 2006 to the facts of this case.

Solicitors:

Crown Law Office | Te Tari Ture o te Karauna, Wellington for Respondent