

# **Criminal Disclosure Amendment Bill**

Government Bill

As reported from the committee of the whole  
House

This bill was formerly part of the Criminal Procedure Legislation Bill as reported from the Justice and Electoral Committee. The committee of the whole House has further amended the bill and divided it into the following bills:

- Criminal Procedure Amendment Bill comprising clauses 1 and 2, Part 1, and Schedule 1
- Auctioneers Amendment Bill comprising subpart 1 of Part 2
- Crimes Amendment Bill (No 2) comprising subpart 2 of Part 2, and Schedule 2
- this bill comprising subpart 3 of Part 2
- Evidence Amendment Bill comprising subpart 3A of Part 2
- Juries Amendment Bill comprising subpart 4 of Part 2
- Misuse of Drugs Amendment Bill comprising subpart 5 of Part 2
- Sentencing Amendment Bill comprising subpart 5A of Part 2
- Summary Offences Amendment Bill comprising subpart 6 of Part 2



*Hon Chester Borrows*

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**The Parliament of New Zealand enacts as follows:**

- 1 Title**  
This Act is the Criminal Disclosure Amendment Act **2013**.
  
- 2 Commencement**  
This Act comes into force on **1 July 2013**. 5

**3 Principal Act**

This Act amends the Criminal Disclosure Act 2008 (the **principal Act**).

. . . . .

**26 Section 6 amended (Interpretation)**

In section 6(1), insert in its appropriate alphabetical order: 5  
 “**working day** has the same meaning as in section 5 of the Criminal Procedure Act 2011”.

**27 Section 33 amended (Appeals)**

(1) Replace section 33(3) with:

“(3) An appeal under this section— 10

“(a) may be made to the Court of Appeal with the leave of that court, or to the Supreme Court with the leave of that court, if the order was made by—

“(i) the High Court; or

“(ii) a District Court in a proceeding for a category 3 15  
 offence after the defendant elected a jury trial:

“(b) may, in any other case, be made to the High Court with the leave of that court.”

(2) Replace section 33(4) and (5) (as substituted by section 8 of the Criminal Disclosure Amendment Act 2011) with: 20

“(4) Subpart 2 of Part 6 of the Criminal Procedure Act 2011 applies to an appeal under this section with any necessary modifications.

“(5) Despite subpart 2 of Part 6 of the Criminal Procedure Act 2011,— 25

“(a) a notice of application for leave to appeal to the High Court must be filed within 3 working days after the date of the decision to which the appeal relates:

“(b) a notice of application for leave to appeal to the Court of Appeal or the Supreme Court must be filed within 10 30  
 working days after the date of the decision to which the appeal relates.”

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**27A Section 34A amended (Information disclosed late by defendant)**

In section 34A(a) (as inserted by section 7 of the Criminal Disclosure Amendment Act 2011), replace “; and” with “; or”.

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**Legislative history**

8 May 2013

Divided from Criminal Procedure Legislation Bill (Bill 74–2) by committee of the whole House as Bill 74–3D

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