

**NOTICE OF APPLICATION FOR LEAVE TO APPEAL BY SOLICITOR-
GENERAL/PROSECUTOR**

In the Court of Appeal of New Zealand

R _____
(or Police or prosecutor) **Applicant**
v

Name and full address **Respondent**

Take notice that under [*identify section and Act*] I, the Solicitor-General/prosecutor, apply for leave (or special leave) to appeal against [*identify decision or ruling to be appealed*] on the grounds set out below, and I give answers as follows to the following questions:

1. (a) If leave to appeal is granted, what would the grounds of your appeal be? _____

(b) On what statutory provisions or cases would you rely? _____

2. Why should the Court give you a leave of appeal? _____

3. (a) If your proposed appeal relates to the admissibility of evidence proposed to be called at the trial, outline (on a separate sheet, if necessary) the disputed evidence in question and its relevance to the trial. _____

(b) If your proposed appeal challenges the exercise of a judicial discretion, explain (on a separate sheet if necessary) why the challenge meets the criteria for reversing the exercise of a discretion. _____

(c) If your proposed appeal challenges a factual finding in the decision against which you wish to appeal, outline (on a separate sheet, if necessary) the evidence on which you rely for your challenge. _____

4. When is the trial likely to be? _____

5. Attach the decision against which you wish to appeal (if available). _____

6. If this application is out of time, what are your reasons for saying that the Court should nevertheless extend the time and consider your application?

Dated this _____ day of _____ 20 _____

Solicitor-General/Prosecutor: _____

The address for service is [*insert address*]. _____
