

Reference No. HRRT 009/2017

UNDER THE PRIVACY ACT 1993

BETWEEN DIRECTOR OF HUMAN RIGHTS PROCEEDINGS

PLAINTIFF

AND CHIEF EXECUTIVE, DEPARTMENT OF CORRECTIONS

DEFENDANT

AT WELLINGTON

BEFORE:

Mr RPG Haines QC, Chairperson

Ms GJ Goodwin, Member

Mr RK Musuku, Member

REPRESENTATION:

Mr R Kee, Director of Human Rights Proceedings

Mr P Gunn for defendant

DATE HEARING: Heard on the papers

DATE OF DECISION: 1 May 2017

**DECISION OF TRIBUNAL GRANTING DEFENDANT EXTENSION OF TIME
FOR FILING STATEMENT OF REPLY¹**

[1] Regulation 15(1) of the Human Rights Review Tribunal Regulations 2002 provides that a defendant who intends to defend proceedings must, within 30 days after the day on which the notice of proceedings is served on him or her, file in the office of the Tribunal a statement of reply to the plaintiff's claim and must serve a copy of the statement of reply on the plaintiff and any other party.

[2] By memorandum dated 19 April 2017 the Chief Executive of the Department of Corrections has sought an extension of time for filing his statement of reply until 3 May

¹ [This decision is to be cited as: *Director of Human Rights Proceedings v Corrections (Extension of Time)* [2017] NZHRRT 16.]

2017. The grounds of the request are that the extension will enable the filing of a more substantive reply. That, in turn, will assist the Tribunal and the plaintiff to better understand the Chief Executive's position and ultimately lead to a more efficient resolution of the claim.

[3] Counsel for the Chief Executive (Mr Gunn) has spoken to counsel at the Director's Office who has agreed to an extension of time until 3 May 2017.

[4] Given the circumstances relied on in support of the application and further given the Director does not object, the application for extension of time is granted.

Order

[5] The time for the Chief Executive of the Department of Corrections to file his statement of reply is extended to 5pm on Wednesday 3 May 2017.

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Mr RPG Haines QC
Chairperson

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Ms GJ Goodwin
Member

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Mr RK Musuku
Member