



Criminal Disclosure Amendment Act 2013

Public Act 2013 No 28
Date of assent 6 June 2013
Commencement see section 2

Contents

	Page
1 Title	1
2 Commencement	1
3 Principal Act	1
4 Section 6 amended (Interpretation)	2
5 Section 33 amended (Appeals)	2
6 Section 34A amended (Information disclosed late by defendant)	2

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

4 Section 6 amended (Interpretation)

In section 6(1), insert in its appropriate alphabetical order:

“**working day** has the same meaning as in section 5 of the Criminal Procedure Act 2011”.

5 Section 33 amended (Appeals)

(1) Replace section 33(3) with:

“(3) An appeal under this section—

“(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 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:

“(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,—

“(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 working days after the date of the decision to which the appeal relates.”

6 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”.

Legislative history

8 May 2013	Divided from Criminal Procedure Legislation Bill (Bill 74–2) by committee of the whole House as Bill 74–3D
30 May 2013	Third reading
6 June 2013	Royal assent

This Act is administered by the Ministry of Justice.
