



**COURT OF APPEAL OF NEW ZEALAND  
TE KŌTI PĪRA O AOTEAROA**

2 December 2019

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Dear counsel,

**CA261/2019 The Kiwi Party Incorporated v Attorney General**

Justice Cooper of the Court has considered this matter and directed as follows: suitable for oral hearing before a Divisional Court.

**Notice of Fixture**

A fixture date has been allocated for the hearing of this appeal **at 10:00am on Tuesday 3 March 2020**. A half day has been allocated for the hearing.

This matter will be heard in the Divisional Court, at the Court of Appeal and High Court Hearing Centre, Level 11, 280 Queen Street, **Auckland**. Three Judges will preside. Please note that all hearings at the Court of Appeal are recorded. It is not the Court's standard practice to transcribe these recordings.

**Synopsis of Argument**

The Appellant's and Cross-Appellant's synopsis and bundle of authorities must be filed and served on or before **Monday 27 January 2020**.

The Respondent's and Cross-Respondent's synopsis and bundle of authorities must be filed and served on or before **Tuesday 11 February 2020**.

The Issues List must be filed on or before **Tuesday 25 February 2020**, and in accordance with Rule 42A. Any outline of oral argument that a party wishes to provide the Court at the hearing, must be served no later than **5pm on Monday 2 March 2020**, in accordance with Rule 47A.

Synopses and authorities must be filed in compliance with Rules 40E and 42 of the Court of Appeal (Civil) Rules 2005, the Senior Courts Civil Electronic Protocol, the Court of Appeal Electronic Document Practice Note and the Practice Note for Civil Appeals:

<http://www.courtsofz.govt.nz/going-to-court/practice-directions/practice-notes/court-of-appeal>

**Hearing**

Counsel may take the option of addressing the Court for up to ten minutes without interruption to outline their case, covering all of the issues raised by the appeal ("ten minute address option"). Counsel should advise the Court at the outset of the hearing if they wish to take this option.

The attention of counsel is also drawn to the Court's policy encouraging greater participation of junior counsel in oral advocacy: <http://www.courtsofz.govt.nz/going-to-court/practice-directions/practice-notes/court-of-appeal/role-of-junior-counsel> The intended division of the argument between counsel should be indicated at the outset of the hearing.

## **Costs**

Counsel should address the classification of the appeal for costs purposes in their written synopses of argument and must be prepared to address costs at the hearing of the appeal. Costs will be reserved only in exceptional circumstances.

## **Enquiries**

Please direct any queries and documents to case officer **Shane McGee**. Please file any electronic versions of the documents by email to [courtofappeal@justice.govt.nz](mailto:courtofappeal@justice.govt.nz).

**The Court must be informed immediately if for any reason you are unable to attend this fixture.**

Yours sincerely,

Richard McKenna  
**Judicial Resource Manager / Deputy Registrar**