

**NOTE: ORDER PROHIBITING PUBLICATION OF NAME, ADDRESS, OCCUPATION OR IDENTIFYING PARTICULARS OF APPLICANT PURSUANT TO S 200 OF THE CRIMINAL PROCEDURE ACT 2011 REMAINS IN FORCE.**

**NOTE: PUBLICATION OF NAME, ADDRESS, OCCUPATION OR IDENTIFYING PARTICULARS OF COMPLAINANT PROHIBITED BY S 204 OF THE CRIMINAL PROCEDURE ACT 2011.**

**IN THE SUPREME COURT OF NEW ZEALAND**

**SC 79/2017  
[2017] NZSC 172**

BETWEEN                      Z (SC 79/2017)  
   Applicant  
  
AND                              THE QUEEN  
   Respondent

Court:                      Elias CJ, William Young and O'Regan JJ  
  
Counsel:                      R J Hooker for Applicant  
   Z R Johnston for Respondent  
  
Judgment:                      17 November 2017

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**JUDGMENT OF THE COURT**

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- A      Leave to appeal conviction is granted (*Z (CA551/2016) v R* [2017] NZCA 274).**
- B      The approved question is whether the Court of Appeal should have allowed the applicant's appeal against conviction for ill-treatment of a child under s 195 of the Crimes Act 1961.**
- C      Leave to appeal against sentence is declined.**
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## **REASONS**

[1] The application for leave to appeal against sentence is declined. We do not see it as raising a point of importance independently of the conviction appeal point and no risk of miscarriage arises.

[2] We ask Crown counsel to inform the applicant's co-offender and her counsel that leave has been granted so she may decide whether to seek leave to appeal against her conviction for offending under s 195 of the Crimes Act.

Solicitors:  
Vallant Hooker & Partners, Auckland for Applicant  
Crown Law Office, Wellington for Respondent