



Te Kāhui Tātari Ture

Criminal Cases
Review Commission

Application form for review of conviction or sentence, or both

Do you believe you have been
wrongly convicted or sentenced
for a crime in New Zealand?

Te Kāhui Tātari Ture is responsible for reviewing cases where a person believes they were wrongly convicted or sentenced.

We can review your case and if we consider there are grounds for it to be referred, we have the power to refer your case back to an appeal court.

An important factor we will consider is whether or not you have used all your rights of appeal.

We do not determine guilt or innocence. If your case is referred, you will be given a new hearing in an appeal court.

What you should know before you apply

- ▶ Our job is to review your case independently and make a referral if we consider there are grounds for it to be referred. We do not act as your lawyer, but we are independent from the police and the courts.
- ▶ To help us with our review, we will need to get a bit of information about you and your case.
- ▶ If you would like us to help you complete your application, please contact us on **0800 33 77 88** and we can work through the application with you.
- ▶ Alternatively, you may like to ask a family member, friend or someone you trust to help you complete the form.
- ▶ You are welcome to work with a lawyer, however there is no requirement to do so.
- ▶ There are no costs to make an application to us and if you would like to use a lawyer, you may be entitled to apply for legal aid.

Please try to complete as much of this form as you can, but don't worry if you can't answer everything.

If English is not your main language, please get in touch and we can organise for someone to help you to complete the form.

Once you have completed the form, please send the form and any supporting documents to:



Te Kāhui Tātari Ture
PO Box 9168
Hamilton 3240
New Zealand

or email:



applications@ccrc.nz

Are you OK to complete this form?



Would you like some help to complete your application?

We can help you to do this – please call us on **0800 33 77 88**.



Would you prefer to tell us about your case in another language?

We can help you to do this – please call us on **0800 33 77 88**.

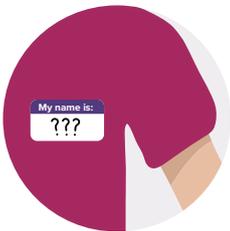
What we need to know about you

Please try to complete as much of this form as you can, but don't worry if you can't answer everything.



1 By what title would you prefer we use? (i.e. Mr, Mrs etc.)

2 What is your legal first name(s)?



3 What is your legal surname?



4 If you have been known by a different name(s), please provide those name(s) here?

5 Do you have a preferred name?

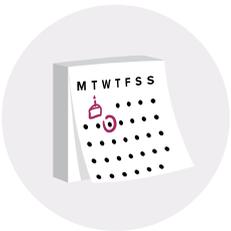


6 How do you identify your gender?

Male Female Prefer not to say

Self-describe:

7 Which gender pronouns would you like us to use?



8 What is your date of birth? (DD/MM/YYYY)



9 Do you identify with or whakapapa to one or more of the following ethnic groups?

NZ European

Māori

Samoaan

Cook Island Māori

Tongan

Niuean

Chinese

Indian

Other (such as Dutch, Japanese, Tokelauan). Please state:



10 Do you identify with, or whakapapa to an iwi?

Yes

No

If so, please let us know which iwi:

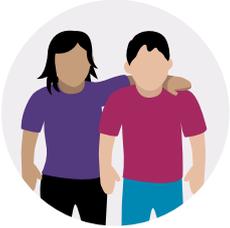


11 Have you applied to us, the Royal prerogative of mercy, NZ Public Interest Project or Innocence project before?

Yes

No

Details of whānau, friends or supporters



12 Is someone helping you with this application?

Yes No



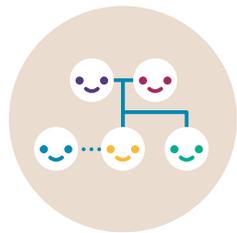
13 If yes, and if you would like us to be able to contact them, please provide us with their details:

Name

Address

Email

Phone number



14 What is their relationship to you?

Family or whānau

Friend or supporter

Lawyer

Other – please give details:



15 Are there any lawyers who may have papers about your case? If yes please provide details:

Lawyer's name

Law firm

Phone number

Email



Have you had any other lawyer(s)?

Lawyer's name

Law firm

Phone number

Email

What we need to know about your case



16 What was the name of the court where you were convicted?

District Court

OR

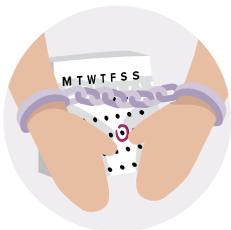
High Court



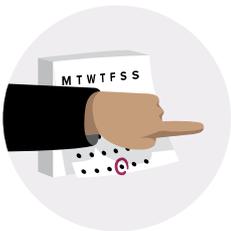
17 In what town or city were you convicted?



18 If you know your initial court case number, please let us know here.



19 What date were you convicted?



20 What date were you sentenced?



21 Were you convicted with other people?

Yes No

22 If yes, what were their names?



23 What crime(s) were you found guilty of?



24 For this crime, did you say you were:

Guilty Not Guilty



25 Would you like us to look at your conviction for this crime?

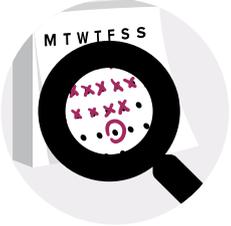
Yes No



26 What sentence were you given at court?



27 If you were sent to prison, how long was your sentence?



28 Would you like us to look at your sentence for this crime?

Yes No



29 Are you in prison?

Yes – please answer **Questions 30–32**.

No – please move to **Question 33**.

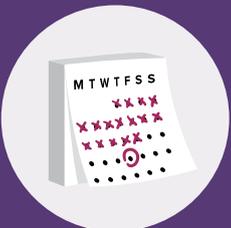


If you are in prison:

30 What is your prisoner number?



31 What is the name of the prison you are in?



32 When is your release date?

I do not know my release date.



33 What is the best postal address to reach you?



34 If you have a telephone number, what is it?



35 If you have an email address, what is it?

Your appeal history



36 Have you asked the court for an appeal?

Yes

No – *please let us know why not*, then go to [Question 41](#).



37 Was your appeal heard in a court?

Yes

No



38 Was your appeal against:

Your conviction

Your sentence

Both



39 Please let us know which court your appeal was in

High Court

Court of Appeal

Supreme Court



40 If you know any of your appeal numbers, please list them here:

Tell us here why you think you didn't get justice in your case

41

For us to refer your case back to an appeal court, we must first review all the material and then consider if there are new reasons that have not been appealed and/or grounds for it to be referred.

If you would like some help explaining what went wrong, you may like to speak with whānau or a friend, or call us on **0800 33 77 88** and we can help you with this.

You can continue on separate pieces of paper if you need to.



42 **Special circumstances**

If you have any special circumstances which may apply in your case, such as your health, or the health of a witness, please let us know here.



43 **Supporting documents**

Please let us know the documents you are sending to us with this form.

Your signature

By signing below you agree that:

- You want Te Kāhui Tātari Ture (Criminal Cases Review Commission) to review your case.
- Te Kāhui may use the information you have provided in this form to assist in reviewing your case.
- To review your case fully, the information provided in this form may be provided to third parties for the purposes of the review.
- Te Kāhui may make inquiries of third parties to establish details in your case.
- You consent to the uplift by Te Kāhui, of all the materials on all files held by your past and present lawyers, including privileged materials on those files.
- You consent to Te Kāhui applying to the Court on your behalf for a copy of the relevant Court file(s) relating to your conviction and/or sentence and any appeals, pursuant to rule 9(3) and/or 9(4) of the Senior Courts (Access to Court Documents) Rules 2017, and/or rule 9(3) of the District Court (Access to Court Documents) Rules 2017. You consent for the Court file(s) be sent directly to Te Kāhui.
- You understand that you are being asked to waive legal professional privilege. This means that any and all confidential information held by, and records of discussions you had with, a lawyer before and during your trial, appeal or after your appeal will be made available to Te Kāhui.
- You are not legally required to waive privilege, but a failure to do so may prevent Te Kāhui from accessing important information and cause delays in the progress of your application.
- You understand that if you apply for legal aid in relation to your application, Legal Aid Services may contact Te Kāhui to confirm you have made an application for review of your conviction and/or sentence. You consent to Te Kāhui advising Legal Aid Services that you have submitted an application.
- You may want to obtain legal advice on these matters before you sign this application. If you need legal help in understanding this application, and in its completion, you can apply for legal aid if you want to.

Legal Name:

Signature:

Date (DD/MM/YYYY):

Please remember to include with this form, any papers or other material you think Te Kāhui needs to look at for your case.



When you have filled in this form, please send it to us at:



Te Kāhui Tātari Ture
PO Box 9168
Hamilton 3240
New Zealand



or email:



applications@ccrc.nz



It would help us to reach out to other people who might need the Commission if we knew how you found out about us.

How did you find out about us?

Prison sources (e.g. posters or prison staff)

Other prisoners

Friends or whānau

Press, TV or radio

Internet

Lawyer

Other: