

Appendix A

Local Solution Framework for Auckland Metro Courts and Northland Courts

Criminal – Priority Proceedings

Priority criminal proceedings are:

- [1] All those involving defendants who are in custody and due to appear.
- [2] Applications made under the [Returning Offenders \(Management and Information\) Act 2015](#).
 - (a) For new offenders arriving into the country and requiring an initial application for interim special conditions; or
 - (b) For offenders who have interim special conditions (or extensions to interim special conditions) which are about to expire; or
 - (c) For offenders who require variations to their interim or final special conditions.
- [3] Applications made under Part 1A of the Parole Act 2002 in relation to extended supervision orders and interim supervision orders.
- [4] Any other matter considered by a judge to warrant urgent judicial consideration or determination.
- [5] The AODT Court at Waitakere and Auckland by way of telephone or AVL appearances.

Criminal - Non-Priority Proceedings

- [6] If, after priority criminal proceedings have been scheduled, there is sufficient time and available resource to conduct non-priority criminal proceedings, they will be scheduled in the following order of priority:
 - [7] Jury and non-jury trials that have commenced and are continuing; followed by
 - [8] Non-custodial lists, including call-overs and conferences; followed by
 - [9] Non-custodial sentencing; followed by
 - [10] Non-custodial Case Review Hearings, including sentencing indications and pre-trial hearings; followed by

[11] Non-custodial Jury Trial or Judge Alone Trials on a case-by-case basis.

Youth Court – Priority Proceedings

Priority proceedings in the Youth Court are:

[12] those affecting children and young persons in custody including:

- (a) bail applications;
- (b) early release hearings;
- (c) secure care applications;
- (d) the extension of any remand under s238(1)(d) of the Oranga Tamariki Act 1989; and
- (e) any consideration of an order under s283 which may result in the release of a child or young person from custody;
- (f) sentencing hearings;
- (g) case review hearings;
- (h) Judge alone trials that have commenced and are continuing; and
- (i) Judge alone trials.

Youth Court – Non Priority Proceedings

[13] If, after Youth Court priority proceedings have been scheduled, there is sufficient time and available resource to conduct non-priority Youth Court proceedings, they will be scheduled in the following order of priority:

[14] Non-custodial Judge alone trials that have commenced and are continuing: followed by

[15] Non-custodial lists, including call-overs and conferences; followed by

[16] Non-custodial sentencing; followed by

[17] Case Review Hearings, including sentencing indications and pre-trial hearings; followed by

[18] Judge Alone Trials on a case-by-case basis.

Family Court – Priority Proceedings

Priority proceedings in the Family Court are:

- [19] Applications for Compulsory Treatment Orders;
- [20] Applications under the Intellectual Disability (Compulsory Care and Rehabilitation) Act 2003;
- [21] Applications for Protection Orders;
- [22] Without Notice Interim Parenting Orders including enforcement;
- [23] Without Notice Custody Orders or Place of Safety warrants (Oranga Tamariki);
- [24] Guardianship disputes (under the Care of Children Act 2004);
- [25] Welfare Guardianship or Property Orders (under the Protection of Personal Property Rights Act 1988);
- [26] Any other application considered by a judge to warrant an urgent hearing or judicial conference;
- [27] Any other urgent application normally considered on the eDuty platform.

Family Court – Non Priority Proceedings

[28] If, after priority Family Court proceedings have been scheduled, there is sufficient time and available resource to conduct non-priority Family Court proceedings, they will be scheduled in the following order of priority:

- (a) Fixtures that have commenced and are continuing; followed by
- (b) Judicial conferences; followed by
- (c) Short cause fixtures; followed by
- (d) Long cause fixtures on a case-by-case basis; followed by
- (e) Settlement conferences.

Civil – Priority Proceedings

[29] Civil priority proceedings are:

- (a) Returning Offenders applications and injunctions, or other applications that merit urgent attention.
- (b) Harmful Digital Communication applications, Restraining Order applications, and Tenancy Appeals that merit urgent attention.
- (c) Generally, matters considered to be of such significant national or community importance that the immediate attention of the District Court is warranted. This category may include proceedings taken by or that arise out of actions taken by public officials.

Civil – Non Priority Proceedings

[30] If, after priority proceedings have been scheduled, there is sufficient time and available resource to conduct non-priority Civil proceedings, those proceedings will be scheduled in accordance with the direction of the local Civil Liaison Judge.