

UNDER **THE HUMAN RIGHTS ACT 1993**

Reference No. HRRT 036/2015

BETWEEN **VANESSA KING**

Plaintiff

AND **ATTORNEY-GENERAL**

Defendant

Reference No. HRRT 039/2015

BETWEEN **PETER HAMILTON RAY**

First Plaintiff

AND **ROSEMARY MCDONALD**

Second Plaintiff

AND **ATTORNEY-GENERAL**

Defendant

AT WELLINGTON

BEFORE:

Mr RPG Haines QC, Chairperson

Dr SJ Hickey MNZM, Member

Hon KL Shirley, Member

REPRESENTATION:

Mr SRG Judd for plaintiffs

Mr P Rishworth QC and Mr M McKillop for defendant

DATE OF HEARING: Heard on the papers

DATE OF DECISION: 16 June 2017

**ORDER THAT PROCEEDINGS BE REMOVED TO THE HIGH COURT FOR
DETERMINATION¹**

¹ [This decision is to be cited as: *King v Attorney-General (Order Removing Proceedings to High Court)* [2017] NZHRRT 22]

BETWEEN	HINEATA RAMEKA	045/2015
	Plaintiff	
AND	ATTORNEY-GENERAL	
	Defendant	
BETWEEN	SUSHILA BUTT AND ARTHUR ROYD BUTT	046/2015
	Plaintiffs	
AND	ATTORNEY-GENERAL	
	Defendant	
BETWEEN	MORGAINA MATTHIAS	058/2015
	Plaintiff	
AND	ATTORNEY-GENERAL	
	Defendant	
BETWEEN	ANGELA HART	027/2016
	Plaintiff	
AND	ATTORNEY-GENERAL	
	Defendant	
BETWEEN	GILLIAN HART	028/2016
	Plaintiff	
AND	ATTORNEY-GENERAL	
	Defendant	
BETWEEN	PHILIP SIM	004/2017
	Plaintiff	
AND	ATTORNEY-GENERAL	
	Defendant	

ORDER OF THE TRIBUNAL

[1] In *King v Attorney-General (Application to Remove Proceedings to High Court)* [2017] NZHRRT 10 (31 March 2017) the Tribunal gave its reasons for determining that should the High Court grant leave under s 122A(1) of the Human Rights Act 1993 for the Tribunal to order that all eight of the present proceedings be removed to the High Court for determination, the Tribunal would so order.

[2] Each of the plaintiffs in the present proceedings thereupon filed in the High Court at Auckland an application seeking leave of that Court as required by s122A of the Act.

[3] By *Minute* dated 9 May 2017 issued in *King and others v Attorney-General* HC Auckland CIV-2017-404-000826 Moore J granted leave as sought. The order as recorded in the *Minute* at [12] was in the following terms:

[12] Accordingly I make the following orders:

- (a) granting leave to commence this proceeding by way of an originating application; and
- (b) granting leave for the proceedings before the Tribunal to be removed to the High Court for determination.

[4] This Tribunal accordingly orders that for the reasons set out in its decision issued on 31 March 2017 these proceedings be removed to the High Court for determination.

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Mr RPG Haines QC
Chairperson

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Dr SJ Hickey MNZM
Member

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Hon KL Shirley
Member