

Application for non-publication order of evidence



CORONERS COURT
Te Kōti Kaitirotiro Matewhawhati

[Coroners Act 2006 — Section 74]

Coroner may prohibit making public of evidence given at any part of inquiry proceedings

If satisfied that it is in the interests of justice, decency, public order, or personal privacy to do so, a coroner may prohibit the making public of—

- (a) any evidence given or submissions made at or for the purposes of any part of the proceedings of an inquiry (for example, at an inquest); and*
- (b) the name, and any name or particulars likely to lead to the identification, of any witness or witnesses.*

When to use this form

Fill in this form if you do not want specific details or evidence given during a coronial inquiry to be made public. To make something public means publishing it in a newspaper, a book, a journal or similar document, broadcasting it, putting it online or releasing an audio or visual recording.

Sending in your application

This form should be sent by email, post, or handed directly to your coronial case manager as soon as possible following referral of the deceased's case to the Coroner.

Contact details for Coronial Services are on our website at www.coronialservices.justice.govt.nz/contact

Getting more information

Further details about the section 74 (non-publication) order application process can be found on our website at www.coronialservices.justice.govt.nz/non-publication-orders

Please note:

Section 74 (non-publication) orders require strong grounds and are issued in very limited circumstances.

The norm is for proceedings to be public, and for media to be able to publish evidence provided during inquiries.

Step 1 Provide your details

Full name _____

Relationship to deceased _____

Address _____

Phone Cell _____ Home _____

Email _____

Step 2 Outline what you want the order to cover

The Coroner can make an order prohibiting the making public of:

- evidence given, submissions made for the purposes of any part of the inquiry proceedings
- the name of any witness, and any name or particulars likely to lead to the identification of that witness

Step 4 Sign and date the form and send it in

This form should be submitted as soon as possible following referral of the deceased's case to the Coroner.

Full name _____

Signature _____

Date / /

Send in this form

You can email, post or hand this form directly to your coronial case manager.

What happens next?

The Coroner will review your application, and any responses, to determine if one or more of the grounds for non-publication is made out.

Once the Coroner has received and considered responses, including from media, they will inform all parties of the result.

In some instances, the Coroner will need to seek further information from the applicants, based on the responses received.

Please note:

Your application will be shared with anyone who may wish to oppose the application, in order to give them an opportunity to respond. This includes media organisations.

CORONIAL SERVICES USE ONLY

Received by

Name &
Position

Coronial
Services Unit

Date form
received

____ / ____ / ____

Forwarded to

Coroner name

for action.

Date form
received

____ / ____ / ____

CORONER USE ONLY

Approved

Declined

[circle one]

Date

____ / ____ / ____

Name

Signature

Notes

