



# Justice Pieces

Issue 73 October 2022

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## 1. From the President

Kia ora koutou

Well, it has been an extraordinary spring just as we got used to abandoning masks and having it confirmed it has been the wettest and warmest winter for decades we then got snow and frost. I do hope that all are safe and well along with their whanau wherever they may be. I felt very privileged to be able to go and visit my family in the UK. Despite anxiety about the delays, lost bags and catching Covid and being stuck somewhere, all went well. In fact it was better than many other overseas trips.

It was quite an extraordinary experience to be in the UK for the Queen's passing. I was at my sister's, and we were just about to chill out over a glass of wine and watch rubbish TV when I put the TV on to see the flag at Windsor Castle being lowered to half-mast. The announcement came about an hour later. What was very beautiful was a fantastic rainbow coming to life over the Castle.

I did my required Covid testing on my return, and all was good.

I was sorry not to be able to present John Gill with his JP Retired Certificate in person. John was a very capable member of the Service Desk team and is much missed from this role. We wish him all the best in his retirement.

To mask or not to mask, it is your choice, but I will continue to wear a mask on public transport, at the Service Desk and at large gatherings such as concerts and the cinema. As Covid numbers show a slight increase as I write, getting the booster and the vaccinations for those who do not have their full set yet remains something that should be on the get-it-done list. I know some people are concerned about seeing people at home, but I just ask clients to mask or not attend if showing any symptoms. People have been remarkably co-operative and there has been no aggravation. So here is hoping we have a period of stable service delivery.

I would also take this opportunity to remind you about the AGM. We are meeting on 29 October at Wellington Bridge Club, 17 Tinakori Road, with a professional development session at 9:30, then the AGM follows with morning tea in between. The professional development session is on marriage dissolution, and we want everyone to be able to complete an affidavit and take it home as an example for their resource kit. See you there.

Ngā manaakitanga

**Ann Clark JP**



## 2. Our New JP Association Website

Congratulations to Maureen Pratchett, our Registrar, for the great new Wellington JP Association Incorporated website. We have already had over 700 hits and the most popular area is the service desks and opening hours.

As we develop new training material, this will be added to the page in the JP Corner, so do have a look from time to time. If you have any suggestions for its further development, let us know.

Our website [www.jpwellington.org.nz](http://www.jpwellington.org.nz) is complementary to the Royal Federation's website [www.jp.org.nz](http://www.jp.org.nz), and there are different details on each.

Each website has basic information which is also available to the public. And each has a login feature which will let you access information relevant to JPs that the public cannot see. Because these are different websites, you need a different set of login information (username and password) to access each.

|   | Wellington Association   | Royal Federation  |
|---|--|---|
| <b>Address</b>                                | <a href="http://www.jpwellington.org.nz">www.jpwellington.org.nz</a>   | <a href="http://www.jp.org.nz">www.jp.org.nz</a>  |
| <b>Where is the Login button</b>              | Member Login at the bottom of the Home page in the dark blue box   | JP Login at the top right of the Home page  |
| <b>What is your username</b>                  | firstname.lastname<br>e.g. john.smith  | surname+JPnumber (no spaces)<br>e.g. smith12345   |
| <b>What to do if you forget your password</b> | There is a password reset link on the login page called either "Lost your password" or "Forgot your Password". Use this and you will be sent a reset email. If your email address has changed, contact Maureen.  |   |
| <b>What you can see without logging in</b>    | <ul style="list-style-type: none"> <li>• Questions and answers about JP services</li> <li>• Location and availability of Wellington region Service Desks</li> <li>• Find a JP search</li> <li>• Instructions on how to become a JP</li> </ul>  | <ul style="list-style-type: none"> <li>• Find a JP search</li> <li>• Searching by city/suburb gives a link to see all of the Service Desks at that location</li> </ul>  |
| <b>What you can see if you login</b>          | <ul style="list-style-type: none"> <li>• Wellington region Professional Development events</li> <li>• Access to Training/Practice notes</li> <li>• Justice Pieces</li> <li>• Information about getting accredited</li> <li>• List of members on the Association Council</li> <li>• Check and update contact details (don't forget to also change these on the Royal Federation's website)</li> <li>• Purchase business cards or name badges</li> <li>• Request a transfer to another region</li> </ul> | <ul style="list-style-type: none"> <li>• On Your Profile page <ul style="list-style-type: none"> <li>- Check and update contact information</li> <li>- Accreditation expiry date</li> <li>- You can enter training attended</li> </ul> </li> <li>• Take the online Accreditation test</li> <li>• JQ magazine</li> <li>• Association newsletters</li> <li>• Various other resources for JPs</li> </ul> |

### 3. The Best Reason Ever for Not Being Available

Service Centre Coordinators generally let out an audible sigh when one of their volunteers call to say they can't do their shift, especially when it is about to start in an hour. That is exactly what Alan Hart did when Michelle Lastovicka called with that message one Saturday.

The conversation would have gone something like this....



Michelle: "Is that Alan? It's Michelle here." [LOUD BACKGROUND NOISES] "I'm sorry I won't be able to make it to my session at the Service Desk in an hour."

Alan: [GROAN TO HIMSELF] "Oh dear! Where are you?"

Michelle: I'm at a truck fire on Transmission Gully." [SILENCE]. "And I'm the fire engine driver."

Needless to say, Alan got a replacement for the first part of the session and Michelle turned up after she had returned and parked the fire engine and changed her clothes.

Well done Alan and Michelle, and thanks to Norm who held the fort at a short notice.

### 4. Complaints

From time to time, the Association receives a complaint about a JP from a member of the public. Ann Clark, our President says that dealing with these is the part of the job she likes the least.

All complaints are provided to the person being complained about for their feedback on what happened and why. There are always two sides to every story or encounter.

Here are a couple of recent unfortunate encounters clients had with a JP.

A client went to a Service Desk and was seeking information about their marriage dissolution. The JP didn't feel confident about doing a marriage dissolution and didn't want to do this at the Service Desk. However, in the way the JP expressed this, the client felt the JP was very abrupt and just wouldn't help them. It would have been better if the JP listened to the client's questions, and then calmly explained that this is a complex service, and they (the JP) didn't have the skills to answer the questions or do the dissolution. Then the JP should have offered to help the client to find a JP who could perform the service. All the Service Desks have been given a list of JPs who are confident in doing dissolutions with their contact details.

A client was doing a KiwiSaver withdrawal at a Service Desk. They did not have copies of their supporting documents but knew these could be done at the venue. Their form specifically stated that a colour copy of supporting documents was required. The JP, however, said to the client "No need for colour, black and white is good enough" and refused to take a colour copy. The client was extremely upset because they could see this was not what the form required and did not want their withdrawal request to be rejected. In this instance, the JP should have simply made colour copies even if they thought it wasn't needed by the receiving organisation.

## 5. Woman Gives Her Friend Priceless Gift - Freedom

Joslyn Tjeerd is a JP and featured on [Good Sorts](#) on TVNZ news on 3 October. A volunteer from Mary Potter Hospice takes Joslyn out on fine days. Joslyn has motor neurone disease, and she said this walk is a priceless gift which gives her freedom and connection to the community. Our President, Ann Clark, presented Joslyn with a Long Service Certificate a few months ago. With her head movement, Joslyn can manage her technology to keep up with emails and JP news which she loves receiving.

## 6. Citizenship Ceremonies



Congratulations to Lois Baillie JP who recently celebrated her 80<sup>th</sup> birthday and 30 years as a very active member of the Wellington JP Association. Not only does Lois work two shifts a week at Services Centres, she is also on the Operations and Services Committee of the Association, with the specific task of setting up each year's JP rosters for both Wellington and Porirua citizenship ceremonies. Adding to that workload, she goes above and beyond her role as a JP in attending Wellington Citizenship Ceremonies at Te Papa – not as the JP – but as the person who reads out the 120 plus names of those being presented to the Mayor to receive their Citizenship Certificates at each ceremony.

In previous years the names of the new citizens were read out by a member of the Department of Internal Affairs, but on an occasion just prior to the Covid lockdown when Lois was the rostered JP, she came away feeling that the new citizens deserved to have their names correctly pronounced to create a truly welcoming experience for them. She spoke to the Mayor's Office staff voicing her concern. The result was an invitation from the Mayor's Office to take over the reading of the names. Lois asked JPs from the affected ethnicities to advise on correct pronunciation. Now that ceremonies have recommenced, Lois will be quite busy as there are a further three ceremonies scheduled for this year.

For this service Lois has received a letter of thanks from the Mayor's Office. The letter reads: "May I say you do a beautiful job and could see how our new citizens were impressed on you on properly pronouncing their names with love and care."

A JP is always rostered to attend each Citizenship Ceremony as a person authorised to take Oaths and Declarations just in case the Mayor or their deputy is unable to attend. Rostered JPs are those either on the JP Council or in other roles such as committee members outside of Council. Ceremonies were suspended when Covid struck and new citizens received only a letter of confirmation. Ceremonies are generally held once a month in both Porirua and Wellington but extras are scheduled when there is a backlog to catch up.

## 7. Online Services to Cease

Our ability to take oaths and declarations online will cease on 20 October. You may be aware that at the start of the pandemic, the Government enacted a Covid Order which amended the Oaths and Declarations Act to enable us to take these online by way of sharing documents and then meeting over Zoom to identify the client and take the oath or declaration by way of a wet signature (meaning not being able to cut and paste in an electronic signature). The client then scanned the document to the JP for JP to do their bit. The Covid Order that allowed us to take oaths and declarations in this way is being rescinded on 20 October.



We have expressed to the Royal Federation our regret at the loss of this valuable tool.

## 8. Immigration Form – INZ 1025

**INZ 1025**  
Sponsorship Form for Temporary Entry  
Supporting information for a visitor visa, work visa or student visa application

**Who can be a sponsor?**  
To be a sponsor you must be:  

- a New Zealand citizen or the holder of a New Zealand residence class visa (if you are the holder of a residence visa that is subject to conditions under section 145(1) of the Immigration Act 2009 you are not eligible to be a sponsor); or
- an organisation, including New Zealand registered companies, incorporated societies, and charitable trusts; or
- a government agency, including government departments and crown entities.

**Supporting your sponsor**  
If you want to support your sponsor (whether registered as a citizen or holder of a residence class visa) to come to New Zealand, you must complete this Form for Partners, Support for Partners, Student Temporary Entry, Applications (NZ 1025), Sponsorship for other visa types. Applications you may also be required to financially support them. The immigration officer will let you know if this is the case.  
**Requirements for sponsor**  
Organisations and government agencies can sponsor someone holding:  

- a visitor visa; or
- a student visa; or
- a work to residence visa under Talent (Arts, Culture and Sport); or
- a work visa under Foreign Crime of Filing Incest.

If you are a New Zealand citizen or resident sponsoring a student, you must be a relative or a friend of the student. If you are sponsoring a work to residence visa you must complete the Form Talent (Arts, Culture and Sport) Sponsorship Form (NZ 1022).

**Sponsor's responsibilities**  
When you agree to be a sponsor, you undertake and agree to:  

- make sure the sponsored person has financial support for the duration of their stay (maintenance costs, the Pass, clothing and health care - things necessary for their health and welfare while in New Zealand); and
- make sure the sponsored person has suitable accommodation for the duration of their stay (whether provided directly or paying for it); and
- guarantee to provide the cost of return airfare for the sponsored person, if they do not have the means to pay themselves or refuse to pay for it; and
- guarantee to provide the costs associated with the sponsored person's deportation if they are deported (under the heading, detaining and returning the person, as well as travel costs); and
- provide an ongoing guarantee to provide the cost of medical or health services in New Zealand if the sponsored person is pregnant and intending to give birth in New Zealand.

When you agree to be a sponsor, you are responsible for the sponsored person from the day they arrive in New Zealand until the day they get a new visa with a different sponsor or no sponsor on the day they leave, whether they are on a valid visa or in New Zealand unlawfully. You cannot cancel your sponsorship. If you sponsor a multiple entry visa, you are responsible every time they are in New Zealand with that sponsored visa.

**Evidence you must provide**  
You must provide evidence:  

- that you are a New Zealand citizen or residence class visa holder; or
- that you are a registered company, incorporated society or charitable trust; or
- that you have sufficient funds for the maintenance of the sponsored person for the duration of their stay.

For further information on immigration visit [www.immigration.govt.nz](http://www.immigration.govt.nz) November 2022

INZ 1025 form provides for the sponsorship of someone to come to New Zealand for a short stay. Page 2 of the form lists what documents the sponsor must provide to show they are eligible to be a sponsor. For sponsors who are not organisations or the government, they must show evidence that the sponsor is a NZ citizen or holder of a resident class visa. It is wise to draw this to the attention of the sponsor prior to taking the statutory declaration. If they are intending to use a NZ passport, citizenship document, they must attach a certified copy of the document. If they are using the online visa or embedded visa in a passport, they do not need a certified copy as Immigration already have that. Some clients will ask for a certified copy of the visa page in the passport, and it is just fine to help them with this.

The majority of the completed 1025 forms do not have the length of period for the stay filled in. This question is at the foot of first page that requires filling in. If it's not complete, the form will be sent back. So, if you see it's blank, ask the client to complete that. You should also cross off any blanks if there are fewer than four people being sponsored.

## 9. Judicial Justice Update

Our three students are working hard on the Judicial Studies Course and thanks to Sir Bruce Ferguson, Emanuel Kalafatelis, Todd Skilton and Ann Clark who are all mentoring them through the process.

Apart from successfully completing the studies course, the panel of Judicial JPs have educational training sessions and last month we were thrilled to have His Honour Judge Johnston from the Porirua District Court come to talk about Youth and Young Adults within the Justice System. It was a very informative and interesting discussion.

Anyone interested in becoming a Judicial JP, please make contact with President, Ann Clark: [ann.clark@jpwelington.org.nz](mailto:ann.clark@jpwelington.org.nz), 027 230 7153 or Court Panel Manager, Caroline Ludford: [Caroline.Ludford@hotmail.com](mailto:Caroline.Ludford@hotmail.com), 021 958 404. They will be only too happy to explain the process and what is expected. The next Judicial Studies Course starts on 1 April 2023.



## 10. Judicial Justice Role

We have a panel which covers the Porirua and Wellington District Courts, with Wellington being the busier court. Both Porirua and Wellington Courts see us dealing with Arrests and what is called the Police List. The Police List contains infringements and Category One offences mostly relating to traffic, driving without a licence, red lights, mobile phone use, and speeding. We also get on occasion drones, disorderly behaviour, failure to wear a mask, and breaches of border controls such as bringing food over the border. In Wellington we have the monthly Wellington City Council list which covers off breaches of bylaws including driving in a special vehicle lane, parking in a disability park without authorisation, parking across garages and failure to pay for parking.

In an Arrest Court we make decisions about offenders who have been arrested by the NZ Police. All arrested persons have to be brought before the first available court. Sitting on our own, a decision has to be made on whether to remand at large, remand on bail or remand in custody using the provisions of the Bail Act. Remand at Large generally means a lecture on showing up on time on the right date at the right court. If someone is remanded on bail, we could add conditions to the bail. These conditions must relate to the offending. So for someone charged with theft from a certain shop, you might add a condition not to go to that shop. If you remand in custody, you sign the warrant to detain.

Your job is to apply the law in relation to bail and custody decisions. Often the Judicial Justice is presented with incomplete or sometimes downright misleading information either in the paperwork or in the representations by the duty lawyer or private counsel. You must be able to make a robust decision, if necessary, adjourning the Court to think about what has been said, confirm the law and come to the right decision. Then reconvene the Court and advise your decision. Or you may have to ask for more information and then make a decision and advise the Court. If you have to hear a case for a Youth Offender under arrest the Court is then convened as a Youth Court. As Youth matters are so few and far between, it is smart to refresh your memory, before the sitting, on the law as different legislation, the Oranga Tamariki Act, applies to them.

Judicial Justices sit on their own to make decisions in the Arrest Court and the Arrests in Youth Court. Arrest Courts are not only weekdays but every Saturday and on most public holidays. We do not sit on Christmas Day or Good Friday.

In a List Court the role of the Judicial Justice is in partnership with another Judicial Justice to hear all the evidence from both the prosecutor and the defendant and reach a decision as to whether the matter is proven beyond reasonable doubt and if so, what penalty will apply.

Some of the defendants we see are in a bad space, mental health or addiction issues. Some are very emotional and share their distress with the Court. Some are very angry. Keeping your composure is essential. There are also occasions having listened intently to what has happened if you were not in Court you would crack up laughing. You have to keep a straight and empathetic face.

Our job is not social work we cannot fix childcare issues, employment problems or disputes with assigned counsel. At most we can ask that the defendant's assigned legal advisor is told that the defendant is to appear again and when.

## 11. Kapiti Branch AGM and Spring Lunch

Kapiti Branch AGM and spring lunch was recently held at the Paraparaumu Beach Golf Club.

Two very interesting speakers addressed the meeting. The first speaker was Drew McKenzie, Personal Assistant to the MP for Otaki, Terisa Ngobi. The MP is very focussed on increasing the profile of JPs in the electorate and in increasing the number of new JPs. Drew is responsible for this aspect of the MP's job and her passion was clear as she outlined strategies for doing this.

Richard Williams, Ministry of Justice Regional Manager Lower North was the second speaker. He described the huge changes the Ministry of Justice Courts had to make to adapt to working under the Covid restrictions and some now "normal" new ways of working. He also outlined some of the bigger initiatives that are underway within the Ministry. One of these, Te Ao Mārama (the world of light) will bring transformational change to the Courts system and will mean that all people who come to court to seek justice will be seen, heard, understood and able to meaningfully participate: [www.justice.govt.nz/justice-sector-policy/key-initiatives/te-ao-marama](http://www.justice.govt.nz/justice-sector-policy/key-initiatives/te-ao-marama).

## 12. Retirements



**Thank you** to Charles Ding QSM - over 30 Years of faithful service to the people of Wellington and Lower Hutt.



**Thanks** also to John Gill, Carolyn Amos, Murray Austin, Barb Smith and Anthea Levy, who have recently retired as JPs.

## 13. Obituaries

It is with sadness that we note the death of Bill Cranson QSM who passed away in September.

Bill became a JP in early 1986 and was both a Judicial JP and an Issuing Officer. For many years, he was Officer in Charge, Paraparaumu Fire Police, NZ Fire Service and received the Queen Service Medal for services to the New Zealand Fire Service in 2008. For some time, he was the Kapiti JP trainer and a mainstay of the local group, greeting attendees at training, making tea and whatever else needed doing. For many years he co-ordinated and coached the volunteers at the Cameo Centre Service Desk in Waikanae.

Bill was made a life member of the Wellington Association in 2002 for his contribution and dedication.



He was just shy of 90 years old when he retired last year and is seen here receiving his JP Retired Certificate.



We also note the passing of Ken Douglas ONZ. Ken was a well-known and very active leader in the trade union movement from the 1950s through to the 1990s. Ken passed away in September.

