



# Abuse in Care

Royal Commission of Inquiry

---

## MINUTE 15

### DIRECTIONS ON THE PACIFIC INVESTIGATION PUBLIC HEARING:

#### “TULOOU - OUR PACIFIC VOICES”

DATED: 9 July 2021

---

- 1 This Minute sets out directions on the Royal Commission of Inquiry’s upcoming Pacific Survivors public hearing ‘Tulou - Our Pacific Voices’ (**the hearing**). It relates only to this hearing. [Practice Note 6 - Public Hearings](#) sets out further information on public hearings.

#### Timetabling

- 2 The hearing will commence on 19 July 2021. The hearing will be located at the Fale o Samoa, 141r Bader Drive, Māngere, Auckland.
- 3 The hearing is scheduled to go for 10 days and will run from 10:00am to 5:00pm with a lunch break between 1:00pm and 2:15pm. On Monday 19 July the hearing will begin with an opening ceremony starting at 9:30am. On Friday 30 July the hearing will begin at 9:30am. Further directions may alter the timetabling as required.
- 4 A draft hearing schedule is attached to this Minute at **Appendix A**. This hearing schedule may be subject to change.

#### Opening and closing statements

- 5 Subject to any changes directed by the Chair:

- a. Counsel for each core participant and counsel representing survivors are each permitted a maximum of 10 minutes at the commencement of their section of the hearing to make an opening statement.
- b. Counsel for each core participant and counsel representing survivors are each permitted a maximum time of 30 minutes for oral closing submissions on Friday 20 July 2021.
- c. Written closing submissions must also be filed no later than 5pm, Wednesday 28 July 2021.

### **Directions relating to questioning of witnesses**

- 6 Practice Note 6 - Public Hearings sets out the process for applications for leave to question witnesses. The Inquiry has received no applications for leave to question witnesses at this stage. Any applications must be made no later than Monday 12 July 2021, before the beginning of the public hearing.
- 7 The following directions are made, subject to further directions at the hearing as required:
  - a. Where a witness is scheduled to give evidence for 1 hour and 15 minutes, questioning by their counsel should make up no more than 1 hour.
  - b. Where a witness is scheduled to give evidence for 2 hours and 30 minutes, questioning by their counsel should take no more than 2 hours.
  - c. Where a witness is scheduled to give evidence for a different amount of time, the Inquiry will notify their counsel of the amount of time they may use for questioning.
  - d. The Commissioners and Counsel Assisting the Inquiry will have the opportunity to question witnesses.
  - e. Any further questioning will be determined by the Chair.

### **Protocol for document management in hearing**

- 8 The Inquiry will be using hearing presentation technology to enhance access to documents referred to at the public hearing, making this more accessible to all participants, including the public via livestreaming.

- 9 If a participant wishes any words, paragraphs, sections or other parts of any document to be highlighted when displayed on the screen, they must clearly be identified to the Inquiry when providing the document. Communications relating to this should be addressed to Evidence Management: [evidence.management@abuseincare.org.nz](mailto:evidence.management@abuseincare.org.nz).
- 10 Should a matter arise during the course of the hearing resulting in a participant wishing to have any further document/s displayed electronically on the screen, the Inquiry will make all reasonable endeavours to facilitate that, but participants are requested to provide as much notice as possible, and a minimum of 24 hours' notice is requested.
- 11 Any document that is produced for use by the presentation technology will be taken to be provided on the basis the full document (i.e. not just the part displayed on the screen) can be made publicly available on the Inquiry's website at the conclusion of that witness's evidence, subject to a minimum 72-hour delay (but at the sole discretion of the Inquiry) to ensure compliance with any s 15 orders or agreed redactions.

### **Section 15 Inquiries Act Orders**

- 12 The Inquiry has issued a General Restriction Order and Practice Note – Section 15 Orders – Anonymity and Redactions, reissued on 2 September 2020. The provisions in those documents apply. They are publicly available on the Inquiry website.

### **Uniforms**

- 13 The Inquiry directs that uniforms, such as police or clerical uniforms, are not worn by anyone attending the public hearing, including witnesses. Such attire may be triggering for survivors, and survivor well-being is integral to the work of the Inquiry.

For the Royal Commission of Inquiry into Historical Abuse in State Care and in the Care of Faith-based Institutions



Coral Shaw - **Chair**

Date: 8 July 2021

## Appendix A – Proposed Hearing Schedule

### START TIME      WEEK ONE

#### Day 1 - Monday 19 July 2021

9.30am	Opening Ceremony
11.45am	Opening statements by counsel assisting
12.15pm	Non-Survivor Witness
2.15pm	Survivor Witness

#### Day 2 - Tuesday 20 July 2021

10.00am	Non-Survivor Witness
11.45am	Survivor Witness
3.45pm	Survivor Witness (Pre-recorded)
4.15pm	Survivor Witness (Pre-recorded)

#### Day 3 - Wednesday 21 July 2021

10:00am	Survivor witness
2:15pm	Non-Survivor Witness

#### Day 4 - Thursday 22 July 2021

10:00am	Non-Survivor Witness (Statement read by daughter)
11.00am	Survivor Witness
2.45pm	Survivor Witness

#### Day 5 - Friday 23 July 2021

10:00am	Survivor Witness
2.15pm	Non-Survivor Witness

**Day 6 - Monday 26 July 2021**

10:00am	Survivor Witness
12.30pm	Survivor Witness (Pre-recorded)
2.15pm	Non-Survivor Witness

**Day 7 - Tuesday 27 July 2021**

10.00am	Survivor Witness
11.45am	Survivor Witness
2.15pm	Survivor Witness

**Day 8 - Wednesday 28 July 2021**

10.00am	Survivor Witness
2.15pm	Survivor Witness

**Day 9 - Thursday 29 July 2021**

10.00am	Talanoa Panel 1 - 4 x Non-Survivor Witnesses
2.15pm	Talanoa Panel 2 - 4 x Non-Survivor Witnesses

**Day 10 – Friday 30 July 2021**

9:30am	Non-Survivor Witness
11.45am	Survivor Witness
2:15pm	Closing addresses by counsel
3:45pm	Closing Ceremony