

**IN THE SUPREME COURT OF NEW ZEALAND**

**SC 73/2007  
[2008] NZSC 15**

BETWEEN                      JAMES ARTHUR ROSE  
    Appellant  
  
AND                                KAREN DIANE ROSE  
    Respondent

Court:                      Blanchard, Tipping and McGrath JJ

Counsel:                      C R Carruthers QC and M J Radich for Appellant  
    A E Hinton QC and S M Moran for Respondent

Judgment:                      18 March 2008

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**JUDGMENT OF THE COURT**

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- A.     The application by the respondent for leave to cross appeal is granted.
  
- B.     The approved cross appeal grounds are:
  - (i)     Whether the Court of Appeal erred in its approach to the question of contributions to increases in value for the purposes of s 9A(2)(b).
  
  - (ii)    Whether the Court of Appeal adopted the correct methodology for calculating the award under s 9A in respect of Cloverlea.

Solicitors:  
Radich Law, Blenheim for Appellant  
Oakley Moran, Wellington for Respondent