

IN THE SUPREME COURT OF NEW ZEALAND

SC 5/2013
[2013] NZSC 36

BETWEEN PLANET KIDS LIMITED
 Applicant

AND AUCKLAND COUNCIL
 Respondent

Court: Elias CJ, William Young and Glazebrook JJ

Counsel: G P Blanchard for Applicant
 L A O’Gorman and D T Broadmore for Respondent

Judgment: 18 April 2013

JUDGMENT OF THE COURT

- A The application for leave to appeal is granted.**
- B The approved question is whether the Court of Appeal was correct to conclude that Planet Kids Ltd was not entitled to summary judgment against the Auckland Council.**
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Solicitors:
Lowndes Associates, Auckland for Appellant
Buddle Findlay, Auckland for Respondent