

BETWEEN JOHN ANTHONY OSBORNE AND
 HELEN OSBORNE
 Applicants

AND AUCKLAND COUNCIL
 First Respondent

AND THE WEATHERTIGHT HOMES
 TRIBUNAL
 Second Respondent

Court: Elias CJ, William Young and Chambers JJ

Counsel: T J Rainey for Applicants
 C R Goode for First Respondent

Judgment: 1 May 2013

JUDGMENT OF THE COURT

A Leave to appeal is granted.

B The approved questions are:

- (a) Is the Court of Appeal's interpretation of s 14(a) of the Weathertight Homes Resolution Services Act 2006 correct?**
- (b) Given the dismissal by the High Court of the appeal against the removal order, does s 95(2) of that Act preclude the granting of any remedy to the applicants?**
-

Solicitors:
Rainey Law, Auckland for Applicants
Heaney & Co, Auckland for First Respondent