

IN THE SUPREME COURT OF NEW ZEALAND

SC 43/2014
[2014] NZSC 106

BETWEEN WEST CITY CONSTRUCTION
LIMITED
Applicant

AND HENRY DAVID LEVIN AND DAVID
STUART VANCE AS LIQUIDATORS OF
ST GEORGE DEVELOPMENTS
LIMITED (IN LIQUIDATION)
Respondents

Court: McGrath, William Young and Arnold JJ

Counsel: P Davey for Applicant
N H Malarao and K C Francis for Respondents

Judgment: 7 August 2014

JUDGMENT OF THE COURT

- A** Leave to appeal is granted (*Levin v West City Construction* [2014] NZCA 98).
- B** The approved grounds of appeal are:
- (a) Whether the assignment of the development bond is a voidable transaction under s 292 of the Companies Act 1993; and
 - (b) Whether the Court of Appeal correctly exercised the discretion under s 295 of the Companies Act.
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Solicitors:
Christopher Taylor Lawyers, Auckland for Applicant
Meredith Connell, Auckland for Respondents