

IN THE SUPREME COURT OF NEW ZEALAND

SC 85/2015
[2015] NZSC 153

BETWEEN MALCOLM EDWARD RABSON
Applicant

AND TRANSPARENCY INTERNATIONAL
NEW ZEALAND INCORPORATED
Respondent

Court: William Young, Arnold and O'Regan JJ

Counsel: Applicant in person
D R Kalderimis and K E Yesberg for Respondent

Judgment: 22 October 2015

JUDGMENT OF THE COURT

The application for recall is dismissed.

REASONS

[1] The applicant seeks recall of the Court's most recent judgment in this matter.¹ He argues the Court did not deal with delay or with the fact that the Court of Appeal did not make a decision.

[2] Both were in fact referred to at [3] of the judgment. Delay in deciding did not add anything to the principal ground of appeal, that the Court of Appeal did not make a decision on the applicant's application for an extension of time. The Court found that the fact the Court of Appeal Judge did not decide whether to grant an extension of time did not provide a proper basis for appeal in the circumstances explained at [4] of the judgment.

¹ *Rabson v Transparency International New Zealand Incorporated* [2015] NZSC 145.

[3] No basis for recall is made out and the application is dismissed.

Solicitors:
Chapman Tripp, Wellington for Respondent