

IN THE SUPREME COURT OF NEW ZEALAND

SC 114/2015
[2015] NZSC 172

BETWEEN DOUGLAS BANKS AND CHRISTINE
 SANDRA BANKS
 Applicants

AND GREY DISTRICT COUNCIL
 Respondent

Court: William Young, Glazebrook and O'Regan JJ

Counsel: Applicants in person
 J Shackleton for Respondent

Judgment: 11 November 2015

JUDGMENT OF THE COURT

The application for recall is dismissed.

REASONS

[1] In a decision dated 28 October 2015, this Court dismissed Mr and Mrs Banks' application for leave to appeal to this Court against a decision of the Court of Appeal.¹

[2] On 2 November 2015, Mr and Mrs Banks filed a memorandum which is, in substance, an application for recall of this Court's judgment.

[3] The substance of Mr and Mrs Banks' recall application mirrors their application for leave to appeal and attempts to re-argue the points dismissed in our leave judgment. This does not provide a proper basis for recall.

¹ *Banks v Grey District Council* [2015] NZSC 158.

[4] The application for recall is dismissed.

Solicitors:
Simpson Grierson, Wellington for Respondent