## IN THE SUPREME COURT OF NEW ZEALAND

SC 44/2010 [2010] NZSC 51

BETWEEN COMMERCE COMMISSION

Appellant

AND VODAFONE NEW ZEALAND LIMITED

AND TELECOM NEW ZEALAND

LIMITED Respondents

SC 45/2010

AND BETWEEN TELECOM NEW ZEALAND LIMITED

Appellant

AND VODAFONE NEW ZEALAND LIMITED

AND COMMERCE COMMISSION

Respondents

SC 46/2010

AND BETWEEN TELECOM NEW ZEALAND LIMITED

Appellant

AND VODAFONE NEW ZEALAND LIMITED

AND COMMERCE COMMISSION

Respondents

Court: Elias CJ, Blanchard and Wilson JJ

Counsel: M T Scholtens QC and J B Hamlin for Commerce Commission

J E Hodder SC and L C James for Telecom New Zealand Limited B D Gray QC and A E Ferguson for Vodafone New Zealand Limited

Judgment: 14 May 2010

## JUDGMENT OF THE COURT

- A Each application for leave to appeal is granted.
- B The approved ground in each appeal is whether the Commerce Commission, in making its determination, complied with the applicable statutory provisions.

Solicitors: Commerce Commission, Wellington Chapman Tripp, Wellington for Telecom Wilson Harle, Auckland for Vodafone