

PUBLIC ACCESS:

The Court of Appeal COVID Protocol was rescinded on 21 August 2023. However, if you are unwell, you are encouraged not to attend Court. If you are required to attend Court, please contact the Registry to discuss alternative arrangements.



DISCLAIMER:

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This List has been published as at **21 July 2026**.

However, **this list may change significantly after the date of publication and may not reflect the Court's business on any given date. Therefore, this List is intended as a GUIDE ONLY.**

Enquiries:

Please contact the Court by phone on: **(04) 914 3540** or by email: courtofappeal@justice.govt.nz between 9am and 5pm on weekdays (excluding public holidays and dates the Court is closed).

Locations:

The Court of Appeal is located at: [54 Molesworth St, Thorndon, Wellington](#). The Court also sits at the following High Courts (however, please note that all documents must be sent to the Court at the above Wellington address):

Auckland High Court (Historic Building) – [24 Waterloo Quadrant, Auckland](#)

Wellington High Court – [2 Molesworth Street, Wellington](#)

Christchurch High Court (Justice Precinct) – [20 Lichfield Street, Christchurch](#)

Dunedin High Court – [1 Stuart Street, Dunedin](#)

Sitting Hours:

The Court typically sits between 10am and 4pm with adjournments *roughly* from 11:30am – 11:45am and 1pm – 2:15pm. There is no afternoon adjournment.

Sitting hours and adjournments may be adjusted as required and may change at short notice.

Lower Court Judgments cited in this list may be found at the following links (if publicly available):

Senior Courts Judgments of Public Interest: <https://www.courtsofnz.govt.nz/judgments/>

District Court of New Zealand: <https://www.districtcourts.govt.nz/>

Judicial Decisions Online: <https://www.justice.govt.nz/courts/decisions/jdo/>

New Zealand Legal Information Institute (NZLII): http://www.nzlii.org/databases.html#nz_cases

Court types:

Full Court – A Court of five Court of Appeal Judges. See [s50 and s51 of the Senior Courts Act 2016](#)

Permanent Court – A Court consisting of three Court of Appeal Judges. See [s48\(1\)\(a\) of the Senior Courts Act 2016](#)

Divisional Court – A Court typically consisting of one Court of Appeal Judge and two High Court Judges. See [s48\(1\)\(c\)](#) and [s52 of the Senior Courts Act 2016](#)

For more information regarding Court types please see: <https://www.courtsofnz.govt.nz/the-courts/court-of-appeal/how-cases-are-heard/>

COURT OF APPEAL FIXTURE LIST – AUGUST 2026

Session Week: Monday 3 August to Friday 7 August

Date	Permanent Court, Wellington Courtroom 1	Divisional Court – Auckland, Courtroom 2 Court: Thomas J, Downs J, Anderson J
Monday 3 August		<u>CA533/2025</u> Manas Kumar (In person) v Smartpay Limited (D J Chisholm KC, J D Ryan) Gellert AJ [2025] NZHC 2409 <i>Appeal from bankruptcy order against debtor based overseas</i> <u>CA569/2025</u> T (P K Hamlin) v The King Sentence - 16 years imprisonment with minimum period of imprisonment of 8 years Bonnar DCJ <u>CA128/2026</u> Lena Nedelcheva Duncan (in person) v The Royal New Zealand Society for the Prevention of Cruelty to Animals Incorporated And Ors Minute of Blanchard J 2 March 2026
Tuesday 4 August		<u>CA712/2024</u> Bin Hu (J Long, I M Vodanovich, G Barton) v Yang Wang (N J Scampion, P McKendrick, W H Burbridge) Lester AJ [2024] NZHC 2852 <i>Appeal from summary judgment when alleged factual dispute over whether payment was a loan or an investment.</i>
Wednesday 5 August	Court: Courtney J, Whata J, Edwards J <u>CA731/2025</u> QBE Insurance (International) Ltd And Anor (C R Langstone, V S Wethey, H Birch) v Body Corporate 423090 (I J Thain, I E Scorgie) Eaton J [2025] NZHC 3015 <i>Appeal against decision determining insurer's liability for earthquake damage under material damage and business interruption policies.</i>	<u>CA799/2025</u> Anthony Privett Reed and Reed Trustee 2018 Limited (as Trustees of the Eagle Trust) (D R Bigio KC, T M McGoldrick, J A Langford) v Waikato District Council And Ors (K J Ridling, S J Ryan, S Thompson) Brewer J [2025] NZHC 3380 <i>Does registered encumbrance prohibit the appellants from bringing an application for judicial review of a Council's consent decision?</i> <u>CA91/2026</u> Lloyd Alexander MCINTOSH (A J Bailey) v Chief Executive of the Department of Corrections Extended Supervision Order – 10 years Venning J

	Permanent Court, Wellington Courtroom 1	Divisional Court – Auckland, Courtroom 2 Court: Thomas J, Downs J, Anderson J
Thursday 6 August	Court: Courtney J, Whata J, Edwards J <u>CA731/2025</u> QBE Insurance (International) Ltd And Anor (C R Langstone, V S Wethey, H Birch) v Body Corporate 423090 (I J Thain, I E Scorgie) Eaton J [2025] NZHC 3015 <i>Appeal against decision determining insurer's liability for earthquake damage under material damage and business interruption policies.</i>	<u>CA812/2025</u> Leah James (K E Hogan) v Commissioner of Police (I J Clay, T T T S Taane) Anderson J [2025] NZHC 3400 <i>Should the High Court have granted relief to the appellant when making an assts forfeiture order under the Criminal Proceeds (Recovery) Act 2011?</i> <u>CA507/2025</u> S (D W Pawson) v The King Conviction and Sentence – 4 months 2 weeks home detention Geoghegan DCJ <u>CA463/2025</u> Thomas James HARRISON (G H Vear) v The King Sentence - 6 years imprisonment Neave DCJ
Friday		

COURT OF APPEAL FIXTURE LIST – AUGUST 2026

Session Week: Monday 10 August to Friday 14 August

Date	Permanent Court, Wellington Courtroom 1	Permanent Court, Wellington Courtroom 2
Monday 10 August		
Tuesday 11 August	Court: French P, Mallon J, Johnstone J <u>CA115/2026</u> NZME Publishing Limited (D Nilsson, J B Orpin-Dowell, B K Rollinson) v The Family Court at Hamilton And Ors (A P Lawson, P J Gunn, K Laurenson, R M McConnell, A L Martin, L Clark, K S Rouch, R Williams, M R Bott, S K Paekau. Counsel for Child: F C Amarasekera, J F Wasey Harvey J [2026] NZHC 63	
Wednesday 12 August	Court: Mallon J, Ellis J, Palmer J <u>CA757/2025</u> Robyn Kathleen Stent And Anor (In person) v The Attorney-General (K J Laurenson, E J Cameron, S J Jensen) Isac J [2025] NZHC 3185 <i>Appeal against High Court decision that dismissed the appellants' claims for damages and false imprisonment arising from their eight-month delay in returning to New Zealand from Australia, which they allege was caused by the government's Covid-19 border restrictions and MIQ allocation system unlawfully breaching their right to enter the country.</i>	
Thursday 13 August	Court: Palmer J, Edwards J, Collins J <u>CA79/2025</u> Royal Forest and Bird Protection Society of New Zealand Incorporated (P D Anderson, M C Smith, M Downing, A N Basic) v Auckland Council And Anor (B J Matheson KC, A F Buchanan D K Harley, W M Irving, S H Pilkinton, L C Espin, K J C O'Connor) Interested Parties: Ngāti Manuhiri: J M Pou, T M Ulrich Environs Holdings Limited: J D Coop, R Haazan Ngāti Whātua Ōrākei Whai Mana Limited: J D Cooper, R Hazaan Fight the Tip: Tiaki te Whenua: A W Braggins, H-A E Phillip Whata J [2024] NZHC 3794 <i>Appeal against a decision upholding an interim decision of the Environment Court regarding resource consents for a new landfill in Auckland.</i>	
Friday		

COURT OF APPEAL FIXTURE LIST – AUGUST 2026

Circuit Week: Monday 17 August to Friday 21 August

Date	Permanent Court, Wellington Courtroom 1	Permanent Court, Auckland Courtroom 1
Monday 17 August		
Tuesday 18 August	Court: French P, Mallon J, Johnstone J <u>CA539/2024</u> Chief Executive of Oranga Tamariki - Ministry for Children (K F Radich, R M Butler) v Bigson Gumbeze (P G Skelton KC, D J Fleming, G M Pollak) Judge K G Smith [2024] NZEmpC 133 <i>Whether Employment Court correctly identified and applied the standard that should apply before the Chief executive of Oranga Tamariki can dismiss a social worker.</i>	
Wednesday 19 August	Court: Thomas J, Ellis J, Palmer J <u>CA296/2025</u> Xin Wang (S P Pang, R Latton) v Gongzhao Wang And Anor (K K-H Sun) Blanchard [2025] NZHC 951 <i>Appeal for judgment upholding presumption of advancement between parents and child in dispute about property ownership</i>	
Thursday 20 August	Court: Thomas J, Ellis J, Whata J <u>CA353/2025</u> Inna Shibalova (R J Bowden, T J Savage) v Business Control (Schweiz) AG (S E Wroe, B Sanford, T J M Ashley) Wilkinson-Smith J [2025] NZHC 1120 <i>Enforceability and terms of assignment of contract</i>	
Friday		

COURT OF APPEAL FIXTURE LIST – AUGUST 2026

Circuit Week: Monday 24 August to Friday 28 August

Date	Divisional Court – Auckland, Courtroom 1 Court: Johnstone J, Dunningham J, Becroft J	Divisional Court – Auckland, Courtroom 2 Court: Edwards J, Peters J, Walker J
Monday 24 August	<u>CA332/2025</u> Blake Michael James HARPUR (K H Cook) v The King Sentence - 5 Years and 9 Months Imprisonment Osborne J <u>CA736/2025</u> Peter Gareth MORGAN (A McPherson) v The King Sentence - 6 Years and 6 Months' Imprisonment Bergseng DCJ	<u>CA220/2025</u> N (S T L Teppett) v The King Conviction & Sentence - 3 years and 4 months imprisonment Forrest DCJ
Tuesday 25 August	<u>CA721/2022</u> Lawrence Gordon WHITELAWS (in person) v The King Conviction & Sentence - Preventive Detention with a minimum period of imprisonment of 12 years Davison J	<u>CA835/2025</u> Shayne Grant KAVANAUGH (T J Jackson) v The King Conviction and Sentence – 12 years imprisonment Kellar DCJ <u>CA122/2026</u> Chengbao XU (A Simperingham, K C Leung) v The King Sentence – 2 years 10 months imprisonment Mika DCJ <u>CA182/2026</u> Kim Possible (in person) v Chief Executive of Oranga Tamariki (no appearance) Powell J [2025] NZHC 453 <u>CA741/2025</u> Marjaneh Seyedeh Golestaneh (J Sandiego, D A Cown, S E Wroe) v Fei Tang And Anor (P J Napier) Gellert AJ [2025] NZHC 3063 Appeal from summary judgment against the appellant in respect of a deposit payable under a cancelled sale and purchase agreement.

	Divisional Court – Auckland, Courtroom 1 Court: Johnstone J, Dunningham J, Becroft J	Divisional Court – Auckland, Courtroom 2 Court: Edwards J, Peters J, Walker J
Wednesday 26 August	<u>CA166/2024, CA408/2024 & CA873/2025 (to be heard together)</u> <u>CA166/2024</u> Ross Arthur Grainger and Virginia Kate Langmuir And Ors (J S Gurnick, C R Gates) v Orion New Zealand Limited And Anor (T C Weston KC, R J H W Scott, M J Dennett, S Hayman, W J Palmer) Lester AJ [2023] NZHC 389 <u>CA408/2024</u> A F Scott Forestry Limited (J S Gurnick, C R Gates) v Orion New Zealand Limited And Anor (T C Weston KC, R J H W Scott, M J Dennett, S Hayman, W J Palmer) Lester AJ [2023] NZHC 2239 <u>CA873/2025</u> Ross Arthur Grainger and Virginia Kate Langmuir And Ors (J S Gurnick, C R Gates) v Orion New Zealand Limited And Anor (T C Weston KC, R J H W Scott, M J Dennett, S Hayman, W J Palmer) Lester AJ [2025] NZHC 3729 <i>Appeals from decisions of Associate Judge striking out a plaintiff, paragraphs of statement of claim, in relation to claims associated with the cause of the Port Hills fire in February 2017</i>	<u>CA616/2025</u> Damien Mitchell Grant and Adam Stevenson Botterill as liquidators of Stanley Construction Limited, Stanley Construction (Auckland) Limited, Stanley Eco Build Limited, Stanley Group Limited and Stanley Modular Limited (all in liquidation) (K A Cocks, B C McLeish) v David Joseph Burt, David Peters, Karl McGhie, Matthew Alexander, Kelly Vakalahi and Hayden Russell Wright in their capacity as the Liquidation Committee of Stanley Construction Limited, Stanley Construction (Auckland) Limited, Stanley Eco Build Limited, Stanley Group Limited and Stanley Modular Limited (all in liquidation) (F Collins, J R Sumner) Brittan AJ [2025] NZHC 2486 <i>Appeal concerning the proper characterisation and application of money received or recovered by the liquidators of two companies</i> <u>CA751/2025</u> Shantha Nilanka EKANAYAKE (J W Wall) v The King Conviction - Six months' home detention Thomas DCJ <u>CA246/2026</u> S (C S Taylor) v The King Sentence - 7 years and 9 months imprisonment Tomlinson DCJ
Thursday 27 August	<u>CA831/2025</u> H (J E Tulloch, A G Speed) v The King Conviction, Sentence & Suppression - 6 Months Community Detention, 1 Year 6 Months Intensive Supervision Evangelos DCJ <u>CA515/2025</u> Darhl Thiere JOHNSON (P J Broad) v The King Sentence - 5 years 2 months Imprisonment Geoghegan DCJ <u>CA63/2026 & CA114/2026 (to be heard together)</u> <u>CA63/2026</u> S (C Wilkinson-Smith) v The King Conviction – 12 months home detention <u>CA114/2026</u> S (in person) v The King Name Suppression Collins DCJ <u>CA221/2026</u> K (H V Bennett) v The King Application for Leave to Appeal Pre-Trial Ruling & Appeal: Admissibility O'Driscoll DCJ	<u>CA738/2025</u> D (I M Brookie) v The King Conviction and Sentence - 10 months home detention and \$1500 emotional harm payment D Sharp DCJ <u>CA112/2025</u> B (E Huda) v The King Sentence - 6 Years Imprisonment Davis DCJ <u>CA292/2026</u> B (C S Cull KC) v The King Leave & Appeal: Refusal to Grant Name Suppression O'Gorman J <u>CA352/2026</u> T (S L McColgan) v The King Appeal against refusal to grant bail Becroft J <u>CA173/2025</u> C (A Fairley, S A Pilkington) v The King Juror Enquiry McDonald DCJ
Friday		