

**IN THE SUPREME COURT OF NEW ZEALAND**

**SC 41/2006  
[2006] NZSC 85**

**QIU JIANG**

**v**

**THE QUEEN**

Hearing: 9 October 2006  
Court: Blanchard and Tipping JJ  
Counsel: W G C Templeton for Appellant  
A Markham for Crown  
Judgment: 9 October 2006

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**JUDGMENT OF THE COURT**

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**A. The application for leave to appeal is granted.**

**B. The grounds approved in terms of Rule 29 are:**

**[1] Whether the allegations against the appellant were properly included in a single count.**

**[2] Whether the Judge's unanimity directions were sufficient.**

**[3] Whether the Judge sufficiently directed the jury on the fact that the case against the appellant depended essentially on the evidence of the complainant and his wife.**

**[4] Whether the “reasonable evidence” test adopted by the Court of Appeal is appropriate for the purpose of the co-conspirators’ rule and whether it was satisfied in this case.**

Solicitors:  
Crown Law Office, Wellington