

IN THE SUPREME COURT OF NEW ZEALAND

**SC 82/2006
[2007] NZSC 14**

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| BETWEEN | ANTHONY ARBUTHNOT Appellant |
| AND | CHIEF EXECUTIVE OF THE DEPARTMENT OF WORK AND INCOME Respondent |

Court: Blanchard, McGrath and Anderson JJ

Counsel: P D McKenzie QC for Appellant
U R Jagose and M L Campbell for Respondent

Judgment: 8 March 2007

JUDGMENT OF THE COURT

A Leave to appeal is granted.

B The approved ground is:

Did the Authority err in its interpretation of s 12J in holding that it had jurisdiction to consider evidence relating to the issue of whether or not the appellant was living in a relationship in the nature of marriage if that evidence was relevant to the appellant's eligibility to the accommodation supplement?

Solicitors:
Otene & Ellis, Auckland for Appellant
Crown Law Office, Wellington