

**IN THE SUPREME COURT OF NEW ZEALAND**

**SC 7/2008  
[2008] NZSC 30**

**BETWEEN**                      **ELDERS NEW ZEALAND LIMITED**  
Appellant

**AND**                             **PGG WRIGHTSON LIMITED**  
Respondent

Court:                      Blanchard, Tipping and Anderson JJ

Counsel:                  D F Dugdale and K J Crossland for Appellant  
P R Jagose and H M M Northover for Respondent

Judgment:              18 April 2008

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**JUDGMENT OF THE COURT**

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**A      Leave to appeal is granted.**

**B      The approved grounds are:**

- (1)      Whether an amalgamation approved under Part 15 of the Companies Act 1993 has the same effect as an amalgamation under Part 13.**
  
- (2)      Whether the final order made by the High Court under Part 15 had the legal consequence that Pyne Gould Guinness Ltd and Wrightson Ltd continue as one company, namely PGG Wrightson Ltd.**

Solicitors:  
Stace Hammond, Hamilton for Appellant  
Chapman Tripp, Wellington for Respondent