IN THE SUPREME COURT OF NEW ZEALAND

SC 55/2008
[2008] NZSC 85

BETWEEN	TINY INTELLIGENCE LIMITED Appellant
AND	RESPORT LIMITED Respondent

Court: Blanchard, Tipping and McGrath JJ

Counsel: C R Carruthers QC and G J Harley for Appellant
K W Clay for Respondent

Judgment: 21 October 2008

JUDGMENT OF THE COURT

A Leave to appeal is granted.

B The approved ground is whether the Court of Appeal was correct to decide that "additional damages" under s 121(2) of the Copyright Act 1994 cannot be awarded when the plaintiff elects as its principal relief an account of profits.

Solicitors:
The Mairehau Law Centre, Christchurch for Appellant
M S Tutty, Christchurch for Respondent