

IN THE SUPREME COURT OF NEW ZEALAND

**SC 83/2009
[2009] NZSC 124**

BETWEEN	WESTPAC BANKING CORPORATION First Appellant
AND	BANK OF NEW ZEALAND Second Appellant
AND	ANZ NATIONAL BANK LIMITED Third Appellant
AND	COMMISSIONER OF INLAND REVENUE Respondent

Court: Tipping and McGrath JJ

Counsel: J S Kos QC, J D Every-Palmer and A A O'Rourke for Appellants
D J Goddard QC and H L Dempster for Respondent

Judgment: 4 December 2009

JUDGMENT OF THE COURT

A The application for leave to appeal is granted.

B The approved ground is:

- (i) Where a foreign currency draft or bank cheque is not presented for a period of six years after its purchase from the drawer bank, is the sum for which the draft or bank cheque is drawn unclaimed money for the purposes of the Unclaimed Money Act 1971?**

Solicitors:
Russell McVeagh, Wellington for Appellants
Crown Law Office, Wellington for Respondent