

IN THE SUPREME COURT OF NEW ZEALAND

**SC 91/2008
[2009] NZSC 13**

BETWEEN	ASTRAZENECA LIMITED Appellant
AND	COMMERCE COMMISSION First Respondent
AND	PHARMACEUTICAL MANAGEMENT AGENCY Second Respondent

Court: Elias CJ, McGrath and Wilson JJ

Counsel: M N Dunning, T P Mullins and I T F Hikaka for Appellant
K L Clark QC and B Hamlin for First Respondent
M G Colson and R E Brown for Second Respondent

Judgment: 25 February 2009

JUDGMENT OF THE COURT

The application for leave to appeal is allowed on the following ground:

Did the Commission act within its powers in giving AstraZeneca a notice to supply information and documents under s 98 of the Commerce Act 1986?

Solicitors:
Lee Salmon Long, Auckland for Appellant
Commerce Commission, Wellington for First Respondent
Bell Gully, Wellington for Second Respondent