

IN THE SUPREME COURT OF NEW ZEALAND

I TE KŌTI MANA NUI

SC 25/2021
[2021] NZSC 52

BETWEEN ROYAL FOREST AND BIRD
PROTECTION SOCIETY OF NEW
ZEALAND INCORPORATED
Applicant

AND NEW ZEALAND TRANSPORT AGENCY
Respondent

Court: O'Regan, Ellen France and Williams JJ

Counsel: S R Gepp, M C Wright and P D Anderson for Applicant
V E Casey QC and V S Evitt for Respondent

Judgment: 28 May 2021

JUDGMENT OF THE COURT

- A** Leave to appeal to this Court is granted (*Royal Forest and Bird Protection Society of New Zealand Inc v New Zealand Transport Agency* [2021] NZHC 390).
- B** The approved question is whether the High Court was correct to dismiss the appeal against the decision of the Board of Inquiry.
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Solicitors:
P D Anderson, Royal Forest and Bird Protection Society of New Zealand Inc, Christchurch for
Applicant
Buddle Findlay, Auckland for Respondent