

IN THE SUPREME COURT OF NEW ZEALAND

I TE KŌTI MANA NUI O AOTEAROA

SC 11/2023  
[2023] NZSC 38

BETWEEN BECA CARTER HOLLINGS & FERNER  
LIMITED  
Applicant

AND WELLINGTON CITY COUNCIL  
Respondent

Court: Glazebrook and O'Regan JJ

Counsel: M G Ring KC and J A McKay for Applicant  
L J Taylor KC and B J Sanders for Respondent

Judgment: 21 April 2023

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JUDGMENT OF THE COURT

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- A** Leave to appeal is granted (*Beca Carter Hollings & Ferner Limited v Wellington City Council* [2022] NZCA 624).
- B** The approved question is whether the Court of Appeal was right to conclude that the Building Act longstop provisions do not apply to a contribution claim.
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Solicitors:  
Chapman Tripp, Auckland for Applicant  
Darroch Forrest Lawyers, Wellington for Respondent