

IN THE SUPREME COURT OF NEW ZEALAND

I TE KŌTI MANA NUI O AOTEAROA

SC UR 10/2025
[2025] NZSC 11

RE

ROBERT ERWOOD
Applicant

Counsel: Applicant in person

Judgment: 5 March 2025

JUDGMENT OF GLAZEBROOK J

A The application for review is allowed.

B The application for leave to appeal should be accepted for filing.

REASONS

[1] Mr Erwood applies for review of the Registrar's decision of 19 February 2025 refusing to accept his application for leave to appeal against a decision of the Court of Appeal delivered on 18 December 2024.¹

[2] The basis for the refusal was that the application did not comply with the Supreme Court Rules 2004 in two respects:

- (a) it was received outside of the 20 working day timeframe for filing the application and no application for an extension of time has been filed; and

¹ *Erwood v Glasgow Harley* [2024] NZCA 679.

- (b) while the application did appear to include the intended grounds of the proposed appeal, it did not address the criteria for leave as set out in s 74 of the Senior Courts Act 2016 nor the judgment sought for the appeal.

[3] I understand that the Registry has attempted to assist Mr Erwood with addressing the deficiencies but that he has not been willing to change his application.

[4] Given Mr Erwood is a litigant in person and his application does set out the grounds for his proposed appeal, I consider the most practical course is for the application to be received for filing and referred to a panel for decision. This means granting Mr Erwood's application for review.

[5] The Registrar is to set out a timetable for submissions.

[6] Mr Erwood must address the reasons for his application being out of time in his submissions, and also identify the relevant criteria for leave in s 74 of the Senior Courts Act and why he says they are met in this case.