

**NOTE: ORDER PROHIBITING PUBLICATION OF NAME, ADDRESS OR
IDENTIFYING PARTICULARS OF APPLICANT REMAINS IN FORCE
UNTIL FURTHER ORDER OF THIS COURT.**

IN THE SUPREME COURT OF NEW ZEALAND

I TE KŌTI MANA NUI O AOTEAROA

**SC 22/2025
[2025] NZSC 66**

BETWEEN BW (SC 22/2025)
Applicant

AND COMMONWEALTH OF AUSTRALIA
Respondent

Court: Ellen France, Williams and Miller JJ

Counsel: T Epati and M D N Harris for Applicant
M J Lillico and N N A El-Sanjak for Respondent

Judgment: 16 June 2025

JUDGMENT OF THE COURT

- A** Leave to appeal is granted (*Commonwealth of Australia v BW* [2025] NZCA 8).
- B** The approved question is whether the Court of Appeal was correct to allow the appeal and find that the High Court erred in law when it concluded it would be oppressive to extradite BW to Australia.
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Solicitors:
Te Tari Ture o te Karauna | Crown Law Office, Wellington for Respondent