

IN THE SUPREME COURT OF NEW ZEALAND

I TE KŌTI MANA NUI O AOTEAROA

SC 8/2026
[2026] NZSC 48

BETWEEN RUSSELL THOMAS HOBAN
Applicant

AND ATTORNEY-GENERAL
Respondent

Court: Ellen France, Kós and Miller JJ

Counsel: R A Kirkness, M D N Harris and M P Handford for Applicant
D J Perkins and O Kiel for Respondent

Judgment: 5 May 2026

JUDGMENT OF THE COURT

A Leave to appeal is granted (*Hoban v Attorney-General* [2025] NZCA 644).

B The approved question is whether the Court of Appeal was correct to dismiss the appeal.

REASONS

[1] While leave is granted in general terms, counsel should address the applicability of both ss 5 and 19(2) of the New Zealand Bill of Rights Act 1990.

Solicitors:
Mayne Wetherell, Wellington for Applicant
Te Tari Ture o te Karauna | Crown Law Office, Wellington for Respondent