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IN THE SUPREME COURT OF NEW ZEALAND

**SC 10/2016
[2016] NZSC 43**

BETWEEN EDWARD THOMAS BOOTH
 Applicant

AND THE QUEEN
 Respondent

Court: William Young, Glazebrook and Arnold JJ

Counsel: A J Bailey for Applicant
 K S Grau and K A Courteney for Respondent

Judgment: 27 April 2016

JUDGMENT OF THE COURT

- A The application for leave to appeal is granted (*Booth v R* [2015] NZCA 603).**
- B The approved question is whether the sentencing Judge was correct to structure the appellant's sentence in the way that he did, particularly as that sentence structure means that the time that the appellant spent on remand does not count towards his total period of imprisonment served or for parole eligibility purposes.**
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Solicitors:
Crown Law Office, Wellington for Respondent