

IN THE SUPREME COURT OF NEW ZEALAND

**SC 28/2005
[2005] NZSC 31**

BETWEEN BRIDGECORP FINANCE LIMITED
Applicant

AND THE PROPRIETORS OF MATAURI X
INCORPORATED
Respondent

Court: Gault J and Blanchard J

Counsel: P J Dale for Applicant
D A Watson for Respondent

Judgment: 2 June 2005

JUDGMENT OF THE COURT

[1] Leave to appeal is granted for the appellant to argue the following ground:

Was the borrowing and the granting of the mortgage to Bridgecorp within the powers of Matauri X by virtue of either (or both) of:

- (a) s 253 of the Te Ture Whenua Maori Act 1993 or**
- (b) object (d) of the objects stated in the incorporating order of Matauri X?**

[2] The appeal will be heard on 5 July with a commencement time of 9.30 a.m.

[3] The appellant's submissions are to be filed and served by 17 June 2005.

[4] The respondent's submissions are to be filed and served by 28 June.

Solicitors:
Grove Darlow & Partners, Auckland, for Applicant
Roy MacDonald Law, Auckland, for Respondent