

**ORDER PROHIBITING PUBLICATION OF NAME(S), ADDRESS(ES) OR  
PARTICULARS IDENTIFYING X AND Y**

**IN THE SUPREME COURT OF NEW ZEALAND**

**SC 107/2009  
[2010] NZSC 19**

BETWEEN	THE ATTORNEY-GENERAL (MINISTER OF IMMIGRATION) Appellant
AND	X First Respondent
AND	REFUGEE STATUS APPEALS AUTHORITY Second Respondent
AND	Y Third Respondent

Court: Elias CJ, McGrath and Wilson JJ  
Counsel: I Carter and R Kirkness for Appellant  
C S Henry for First Respondent  
Judgment: 10 March 2010

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**JUDGMENT OF THE COURT**

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- A The application for leave to appeal is granted.**
- B The approved ground is whether the Court of Appeal erred as to the proper approach to the application of art 1F(a) and (b) of the 1951 Convention Relating to the Status of Refugees.**

Solicitors:  
Crown Law Office, Wellington for Appellant  
Witten-Hannah Howard, Auckland for First Respondent