

IN THE SUPREME COURT OF NEW ZEALAND

**SC 120/2009
[2010] NZSC 31**

BETWEEN THE ATTORNEY-GENERAL OF NEW
ZEALAND
Applicant

AND MERVYN CHAPMAN
Respondent

Court: Elias CJ, McGrath and Wilson JJ

Counsel: D B Collins QC, C C Inglis and C J Curran for Applicant
R E Harrison QC, A J McKenzie and K H Cook for Respondent

Judgment: 31 March 2010

JUDGMENT OF THE COURT

- A The application for leave to appeal is granted.**
- B The approved ground is whether Bill of Rights damages can be ordered against the Attorney-General on behalf of the Crown for breach of fair trial rights by judicial conduct in respect of which the judicial officer is immune from liability.**

Solicitors:
Crown Law Office, Wellington for Applicant
G C Knight, Christchurch for Respondent