

IN THE SUPREME COURT OF NEW ZEALAND

SC 97/2016
[2016] NZSC 143

BETWEEN JANET ELSIE LOWE
Applicant

AND DIRECTOR-GENERAL OF HEALTH,
MINISTRY OF HEALTH
First Respondent

CHIEF EXECUTIVE, CAPITAL AND
COAST DISTRICT HEALTH BOARD
Second Respondent

Court: William Young, Glazebrook and Ellen France JJ

Counsel: P Cranney and S N Meikle for Applicant
J C Holden and M J R Conway for First and Second
Respondents

Judgment: 2 November 2016

JUDGMENT OF THE COURT

- A Leave to appeal is granted.**
- B The approved question is whether the applicant was a “homeworker” within the meaning of s 5 of the Employment Relations Act 2000 and deemed to be an employee of the first and second respondents when she undertook support care pursuant to the Carer Support scheme.**
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Solicitors:
Oakley Moran, Wellington for Applicant
Crown Law Office, Wellington for Respondents