

**IN THE DISTRICT COURT  
AT INVERCARGILL**

**I TE KŌTI-Ā-ROHE  
KI WAIHŌPAI**

**[2022] NZDC 16051  
CRI-2021-025-001055  
CRI-2021-025-001052**

**SOUTHLAND DISTRICT COUNCIL**  
Prosecutor

v

**HEATHER AGNES DUNNAGE**  
First Defendant

**AND**

**EWEN DUNNAGE**  
Second Defendant

Erratum: 23 August 2022

Counsel: M Garbett and S Chadwick for the Prosecutor  
R T Chapman for the First and Second defendants

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**ERRATUM TO JUDGMENT OF JUDGE JJM HASSAN  
ON PRE-TRIAL ISSUE**

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[1] Following the release of the judgment on a pre-trial issue,<sup>1</sup> it has come to my attention that at paragraph [37] there is an incorrect reference in the judgment to the “Interpretation Act 1991”. The reference ought to be to the “Legislation Act 2019”.

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<sup>1</sup> [2022] NZDC 15778, dated 18 August 2022.

**The court's power to correct errors**

[2] Rule 11.10 District Court Rules 2014 specifies (relevantly) that a judgment may be corrected by the court if it contains a clerical mistake or an error arising from an accidental slip or omission.

[3] The error identified is an “accidental slip or omission” that is able to be corrected using the court's powers.

[4] Paragraph [37], sentence one, is amended to read:

The terms and conditions of any delegation as expressed in the Delegations Manual are to be considered in a purposive sense according to the Legislation Act 2019.

[5] Decision [2022] NZDC 15778 otherwise remains unchanged.



J J M Hassan  
District Court Judge and Environment Judge