

Decision No: [2012] NZREADT 54

Reference No: READT 058/11

IN THE MATTER OF

an appeal under s.111 of the Real Estate Agents Act 2008

BETWEEN

WARREN WILSON

Appellant

AND

**REAL ESTATE AGENTS AUTHORITY
(CAC 10011)**

First Respondent

AND

**D McPHERSON, P & D NOTTINGHAM AND
E McKINNEY**

Second Respondents

BEFORE THE REAL ESTATE AGENTS DISCIPLINARY TRIBUNAL

Ms K Davenport - Chairperson
Mr J Gaukrodger - Member
Mr G Denley - Member

On the papers

RECALL DECISION OF THE TRIBUNAL

[1] On the 23rd day of August 2012 the Tribunal issued Decision [2012] NZREADT 51. This contained an error as it incorrectly showed that Mr Dermot Nottingham appeared at the first hearing of this case on 15th March 2012. In fact, the appearance was made by Mr Phillip Nottingham.

[2] Mr Phillip Nottingham has drawn this to the Tribunal's attention.

[3] The decision in *Horowhenua County v Nash* (No. 2) [1968] NZLR 632 provides that in certain circumstances a decision of the Court may be recalled. The Tribunal also has power to correct slips and errors. In these circumstances, the Tribunal may correct an error in one of the party's names. Accordingly the Tribunal amends the decision dated 23rd August 2012 to show that Mr Phillip Nottingham appeared for the parties and to show Mr Phillip Nottingham's name at page 2 paragraph 4.

[4] The decision is recalled and amended accordingly.

[5] The recalled amended decision is attached.

DATED at AUCKLAND this 31st day of August 2012

Ms K Davenport
Chairperson

Mr J Gaukrodger
Member

Mr G Denley
Member

