

**DUPLICATE**

In the High Court of New Zealand  
Auckland Registry

I Te Kōti Matua O Aotearoa  
Tāmaki Makaurau Rohe

CIV 2020-404-378

**Under** Credit Contract and Consumer Finance Act 2003

**Between** **Commerce Commission** a body corporate established under section 8 of the Commerce Act 1986 having its offices at level 9, 44-52 The Terrace, Wellington

**Plaintiff**

**And** **ANZ Bank New Zealand Limited** Ground Floor, ANZ Centre, 23-29 Albert Street, Auckland, 1010

**Defendant**



---

## Declaratory order on admission of facts

2 April 2020

---

**MEREDITH  
CONNELL**

**Solicitors:**

L Farmer | V Fowler  
PO Box 90750, Victoria Street West, Auckland 1142  
DX CP24063  
T: +64 9 336 7500  
leo.farmer@mc.co.nz |  
victoria.fowler@mc.co.nz

**Counsel:**

J Dixon QC  
Shortland Chambers  
70 Shortland Street  
Auckland 1010

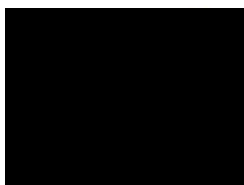
# Declaratory order on admission of facts

To: ANZ Bank New Zealand Limited

- 1 The interlocutory application made by the Commerce Commission on 31 March 2020 was determined by the Honourable Justice Woolford on 2 April 2020.
- 2 The determination was made with the consent of the parties.
- 3 The following order was made:

A declaration that ANZ breached its obligations under s 9C(2)(a)(iii) of the Credit Contracts and Consumer Finance Act 2003, when Affected Borrowers varied their loans between 6 June 2015 and 28 May 2016.

Date: 2 April 2020



.....  
SIONE F.V. FIFITA  
DEPUTY REGISTRAR



**DUPLICATE**

In the High Court of New Zealand  
Auckland Registry

I Te Kōti Matua O Aotearoa  
Tāmaki Makaurau Rohe

CIV 2020-404-378

**Under** Credit Contract and Consumer Finance Act 2003

**Between** **Commerce Commission** a body corporate established under section 8 of the Commerce Act 1986 having its offices at level 9, 44-52 The Terrace, Wellington  
**Plaintiff**

**And** **ANZ Bank New Zealand Limited** Ground Floor, ANZ Centre, 23-29 Albert Street, Auckland, 1010  
**Defendant**



---

## Declaratory order on admission of facts

2 April 2020

---

**MEREDITH  
CONNELL**

**Solicitors:**

L Farmer | V Fowler  
PO Box 90750, Victoria Street West, Auckland 1142  
DX CP24063  
T: +64 9 336 7500  
leo.farmer@mc.co.nz |  
victoria.fowler@mc.co.nz

**Counsel:**

J Dixon QC  
Shortland Chambers  
70 Shortland Street  
Auckland 1010

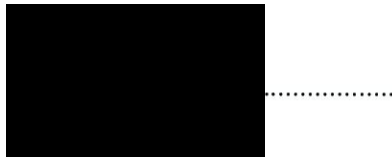
# Declaratory order on admission of facts

To: ANZ Bank New Zealand Limited

- 1 The interlocutory application made by the Commerce Commission on 31 March 2020 was determined by the Honourable Justice Woolford on 2 April 2020.
- 2 The determination was made with the consent of the parties.
- 3 The following order was made:

A declaration that ANZ breached its obligations under s 9C(2)(a)(iii) of the Credit Contracts and Consumer Finance Act 2003, when Affected Borrowers varied their loans between 6 June 2015 and 28 May 2016.

Date: 2 April



SIONE FV. FIFITA  
DEPUTY REGISTRAR

