



2 September 2024

fyi-request-27209-1a15e096@requests.fyi.org.nz

Kia ora Anthony

Your Official Information Act request, reference: GOV-033633

Thank you for your email of 9 July 2024, requesting information under the Official Information Act 1982 (the Act). Your request is an amendment of your official information request of 11 June 2024, which asked the following:

1/ Please disclose the number of High Court Hearings that have been Initiated by Claimants in taking the ACC to the High Court for respective years 2010 to date

2/ Please disclose the number of High Court Hearings that have been Initiated by Claimants in taking the ACC to the High Court for respective years 2010 to date that have resulted in Favor of the ACC ie Claimant lost

3/ Please disclose the number of High Court Hearings that have been Initiated by Claimants in taking the ACC to the High Court for respective years 2010 to date that have resulted in Favor of the ACC Where the ACC has been Awarded Court Costs to be Paid by Claimant

Your amended request of 9 July 2024 asks for this information, but for the past five years only.

On 6 August we extended the time limit for our decision on your request to 3 September 2024. We have now completed our work on your request, and our response is provided below.

Our response

The information we are providing for your request is in the table below. This information has been extracted from data held in our Legal Services systems. The information provided reflects how information about appeals is recorded in our systems.

The below table comprises of decisions by the High Court in relation to both substantive hearings (S) and applications for leave to appeal (L).

- *Leave*: appeals to the High Court can be heard only with the leave of the court. Decisions that only addressed whether leave should be granted are categorised as leave decisions.
- *Substantive*: decisions that address the question of law raised by the appellant are categorised as substantive decisions.

These all relate to appeals against decisions by the District Court under Part 5 of the Accident Compensation Act 2001. It does not include other High Court matters where ACC was involved (for example, Judicial Review proceedings).

Accident Compensation Act 2001 Part 5 appeals from 2019 to 2024 YTD- High Court

Calendar year	Decisions issued	Substantive or leave? (S or L)	Was ACC successful?	Decisions on which ACC sought costs?	Number initiated by ACC
2019	26	7S,19L	20	Nil	3
2020	4	1S, 3L	4	Nil	Nil
2021	5	2S, 3L	4	Nil	1
2022	13	5S, 8L	8	Nil	1
2023	15	2S, 13L	13	1	Nil
2024 YTD	3	3L	3	Nil	Nil

As this information may be of interest to other members of the public

ACC may publish a copy of this response on ACC's website. All requester data, including your name and contact details, will be removed prior to release. The released response will be made available www.acc.co.nz/resources/#/category/12

If you have any questions about this response, please get in touch

You can email me at GovernmentServices@acc.co.nz.

If you are not happy with this response, you can also contact the Ombudsman via info@ombudsman.parliament.nz or by phoning 0800 802 602. Information about how to make a complaint is available at www.ombudsman.parliament.nz.

Ngā mihi



Christopher Johnston
Manager Official Information Act Services
 Government Engagement