

**IN THE EMPLOYMENT COURT OF NEW ZEALAND  
AUCKLAND**

**I TE KŌTI TAKE MAHI O AOTEAROA  
TĀMAKI MAKĀURAU**

**[2024] NZEmpC 21  
EMPC 49/2019**

IN THE MATTER OF proceedings removed from the Employment  
Relations Authority

BETWEEN TE WHATU ORA – NEW ZEALAND  
HEALTH (in respect of the former Bay of  
Plenty District Health Board)  
Plaintiff

AND CULTURES SAFE NZ LIMITED (IN  
LIQUIDATION)  
First Defendant

AND ALLAN HALSE  
Second Defendant

AND ANA SHAW  
Third Defendant

Hearing: 16 February 2024  
(Heard at Auckland by judicial settlement conference)

Appearances: M Beech and A Pearce, counsel for plaintiff  
No appearance for first defendant  
Second defendant in person  
No appearance for third defendant

Judgment: 16 February 2024

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**CONSENT JUDGMENT OF JUDGE KATHRYN BECK**

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[1] In a determination dated 25 February 2019, the Employment Relations Authority removed to the Court an application which had been filed by the plaintiff.<sup>1</sup>

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<sup>1</sup> *Bay of Plenty District Health Board v CultureSafe New Zealand Ltd* [2019] NZERA 101.

[2] The plaintiff and second defendant have reached a full and final settlement of all matters between them in relation to these proceedings.

[3] A joint memorandum of those parties seeks that the agreement be recorded by way of consent orders.

[4] I make the following orders by consent:

- (a) These proceedings against the second defendant are discontinued with no issue as to costs.
- (b) The terms of the agreement are confidential to the parties and their advisers.

[5] I commend the plaintiff and second defendant for reaching agreement, which will enable them to move forward.

Kathryn Beck  
Judge

Judgment signed at 4 pm on 16 February 2024