

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

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

**[2025] NZEmpC 108
EMPC 286/2024**

IN THE MATTER OF a challenge to a determination of the
Employment Relations Authority

AND IN THE MATTER OF an application for compliance

BETWEEN ACCIONA CONSTRUCTION NEW
ZEALAND LIMITED
First Plaintiff

AND ACCIONA CONSTRUCTION
AUSTRALIA PTY LIMITED
Second Plaintiff

AND KYLE ROLLAND
Defendant

Hearing: On the papers

Appearances: M O'Brien, counsel for plaintiffs
Defendant in person

Judgment: 29 May 2025

CONSENT JUDGMENT OF JUDGE K G SMITH

[1] This proceeding is a challenge to a determination of the Employment Relations Authority.¹

[2] The parties have reached a full and final settlement of all matters between them.

¹ *Rolland v ACCIONA Construction Australia PTY Ltd* [2024] NZERA 388.

- [3] They have requested the Court issue a judgment by consent ordering that:
- (a) the Authority's determination dated 2 July 2024 is set aside;
 - (b) the parties have otherwise reached agreement to settle this proceeding on terms that are confidential to themselves; and
 - (c) there be no order as to costs.
- [4] I am satisfied those are appropriate orders and they are made accordingly.

K G Smith
Judge

Judgment signed at 1 pm on 29 May 2025