

**IN THE EMPLOYMENT RELATIONS AUTHORITY
WELLINGTON**

**I TE RATONGA AHUMANA TAIMAHI
TE WHANGANUI-Ā-TARA ROHE**

[2019] NZERA 588
3056972

BETWEEN BFU
 Applicant

AND XDR
 Respondent

Member of Authority: Michael Loftus

Representatives: Kylie Pascoe, counsel for Applicant
 Troy Wano, counsel for Respondent

Investigation Meeting: 15 October 2019 at New Plymouth

Date of Determination: 15 October 2019

CONSENT DETERMINATION OF THE AUTHORITY

[1] During the investigation meeting the parties adjourned to discuss their differences. These were resolved and the parties ask I record their settlement as a consent determination.

[2] I accept and as a result make the following orders:

- a. The respondent shall pay the applicant a compensatory sum of \$10,000 (ten thousand dollars) pursuant to s 123(1)(i) of the Employment Relations Act 2000. Payment shall be made by direct credit to the applicants bank account no later than 22 October 2019; and
- b. The respondent shall a contribution toward the applicants costs of \$5,000 (five thousand dollars). Payment shall be made to Nicholsons Lawyers who shall forward an invoice to Mr Wano. Payment will then be made within 7 days of receipt of said invoice.
- c. These terms shall remain confidential to the parties.

[3] The parties also asked their identities and the fact of their involvement in this matter be suppressed. The rationale warranted acceptance. I therefore order a prohibition on publishing anything which identifies the parties, their witnesses and which links them to the settlement.¹

[4] The parties are to be commended for settling this matter on their own terms.

Michael Loftus
Member of the Employment Relations Authority

¹ Clause 10 of schedule 2 of the Employment Relations Act 2000