

Attention is drawn to the order prohibiting publication of certain information in this determination

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

[2020] NZERA 62
3058613

BETWEEN ADAM BARNWELL
 Applicant

AND CHENERY CONTRACTING
 LIMITED
 Respondent

Member of Authority: Anna Fitzgibbon

Representatives: Kate Henry and Kirby Kleingeld, counsel for the
 Applicant

Richard Harrison, counsel for the Respondent

Determination: 13 February 2020

CONSENT DETERMINATION OF THE AUTHORITY

[1] During the Authority’s investigation in to this matter, the parties informed the Authority that they had reached a settlement of all issues between them.

[2] The terms and conditions of their agreed settlement are recorded in a confidential settlement agreement signed by both parties on 13 February 2020, (“the Settlement”).

[3] The parties have asked the Authority to issue;

- A consent determination recording the terms of the Settlement;
- A non-publication order to preserve the confidentiality of the Settlement.

[4] By consent the terms of the Settlement signed by the parties become consent orders of the Authority. These consent orders are final, binding and enforceable.

[5] The parties have agreed that the terms of the Settlement, are to remain confidential. For the purposes of preserving confidentiality I make a further order pursuant to clause 10 of the Second Schedule of the Employment Relations Act 2000 prohibiting the publication of the agreed terms of the Settlement.

[6] The original terms of the Settlement agreed by the parties are therefore not attached to this determination but will instead be held on the Authority's file. Each party has been provided with a copy of the Settlement for their reference.

Anna Fitzgibbon

Member of the Employment Relations Authority