



Employment Court of New Zealand

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Channel Infrastructure NZ Limited v Holroyd [2024] NZEmpC 218 (15 November 2024)

Last Updated: 21 November 2024

IN THE EMPLOYMENT COURT OF NEW ZEALAND AUCKLAND

I TE KŌTI TAKE MAHI O AOTEAROA TĀMAKI MAKĀURAU

[\[2024\] NZEmpC 218](#)

EMPC 359/2024

IN THE MATTER OF a challenge to a determination of
the Employment Relations
Authority
AND IN THE MATTER OF an application for a stay of
execution
BETWEEN CHANNEL INFRASTRUCTURE NZ
LIMITED
Plaintiff
AND AARON HOLROYD AND OTHERS
Defendants

Hearing: On the papers

Appearances: T Clarke and G Service, counsel for
plaintiff P Cranney and G Liu, counsel for
defendants

Judgment: 15 November 2024

INTERLOCUTORY JUDGMENT OF JUDGE KATHRYN BECK

(Application for a stay of execution)

[1] These proceedings involve a challenge to a determination of the Employment Relations Authority.¹ A directions conference was scheduled for 9.30 am today. Counsel for the parties have provided a joint memorandum in relation to the application for stay of execution, and so the directions conference was vacated.

[2] The parties agree to stay execution of the Authority's determination on the following conditions:

¹ *Holroyd v Channel Infrastructure NZ Ltd* [\[2024\] NZERA 503 \(Member Lynch\)](#).

CHANNEL INFRASTRUCTURE NZ LIMITED v AARON HOLROYD AND OTHERS [\[2024\] NZEmpC 218](#)

[15 November 2024]

(a) No later than **4 pm on 15 November 2024**, the plaintiff will pay into Court the sum of \$4,486,744.70, representing the current best attempt to calculate the amount pending the outcome of the Court's judgment, as security for payment of the judgment sum if the challenge is unsuccessful.

(b) The plaintiff will circulate its methodology for the re-calculated sum set out at [2](a) to the defendants' counsel in advance of paying the sum into Court.

(c) The monies will be held on term deposit in an interest-bearing trust account and will be paid out on further direction

or order of a Judge, or on receipt by the Court of a joint memorandum signed by both parties' counsel.

[4] There is no issue as to costs.

Kathryn Beck Judge

Judgment signed at 12.30 pm on 15 November 2024

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