



# Employment Court of New Zealand

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## Glenfield College Board of Trustees v Anderson [2023] NZEmpC 230 (15 December 2023)

Last Updated: 20 December 2023

IN THE EMPLOYMENT COURT OF NEW ZEALAND AUCKLAND

I TE KŌTI TAKE MAHI O AOTEAROA TĀMAKI MAKĀURAU

[\[2023\] NZEmpC 230](#)

EMPC 442/2023

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	GLENFIELD COLLEGE BOARD OF TRUSTEES Plaintiff
AND	FIONA ANDERSON Defendant

Hearing: On the papers

Appearances: P Pa'u, advocate for plaintiff  
G Pollak, counsel for defendant

Judgment: 15 December 2023

### CONSENT JUDGMENT OF CHIEF JUDGE CHRISTINA INGLIS

#### (Application for stay of execution)

[1] The plaintiff has challenged both a substantive, and a costs, determination of the Employment Relations Authority.<sup>1</sup> The Authority found that the defendant had been unjustifiably dismissed and awarded remedies in her favour, and subsequently ordered the plaintiff to pay to the defendant a contribution to costs in the sum of

\$9,000.00 and \$71.56 by way of disbursements.

<sup>1</sup> *Anderson v Glenfield College Board of Trustees* [\[2023\] NZERA 654 \(Member Urlich\)](#); and

*Anderson v Glenfield College Board of Trustees* [\[2023\] NZERA 725 \(Member Urlich\)](#).

GLENFIELD COLLEGE BOARD OF TRUSTEES v FIONA ANDERSON [\[2023\] NZEmpC 230](#) [15 December 2023]

[2] The parties have applied for a stay of execution on agreed terms, pending the outcome of the plaintiff's challenge. I am satisfied that it is appropriate to make the order sought.

[3] Accordingly, there is an order by consent staying execution of the Authority's determinations. The plaintiff is to promptly pay to the Registrar of the Court the agreed sum of \$87,489.56, which is to be held in an interest-bearing account. The monies are not to be paid out until further order of the Court.

[4] The plaintiff's challenge is to be pursued diligently.

[5] No issue as to costs arises in relation to this application.

Christina Inglis Chief Judge

Judgment signed at 11.50 am on 15 December 2023

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