

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND**

[2013] NZERA Auckland 299  
5383703  
5392710

BETWEEN                      RICHARD and NOELA  
   GUNSON  
   Applicants

A N D                              WAIPU COVE RESERVE  
   BOARD  
   Respondent

Member of Authority:        T G Tetitaha

Representatives:              D Flaws, Advocate for Applicants  
   P McGee, Counsel for Respondent

Investigation Meeting:        11-12 July 2013

Submissions Received:        8 July 2013 from Applicant  
   8 July 2013 from Respondent

Date of Determination:        15 July 2013

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**DETERMINATION OF THE AUTHORITY**

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- A.     The application for payment of wage arrears pursuant to s.131 is dismissed.**
- B.     The respondent is to file submissions on costs by 26 July 2013. The applicants are to file submissions on costs in reply by 9 August 2013.**

**Employment relationship problem**

[1]     Following 1½ days hearing, the applicants advised they no longer wished to pursue their application for wage arrears in the amount of \$84,105.43 for Richard Gunsan and \$71,900.49 for Noela Gunson.

[2] Given the applicants' above position, the application for wage arrears pursuant to s.131 by the applicants was dismissed.

[3] The respondent seeks costs.

[4] The respondent is directed to file and serve costs submissions within 14 days (26 July 2013). The applicants are to file submissions in reply within 14 days (9 August 2013) thereafter.

**T G Tetitaha**  
**Member of the Employment Relations Authority**