

**IN THE EMPLOYMENT RELATIONS AUTHORITY
CHRISTCHURCH**

[2016] NZERA Christchurch 91
5450193

BETWEEN ASEP JUHAEDI AND 52
OTHERS
Applicants

A N D JUAHM INDUSTRIES CO
LIMITED
Respondent

Member of Authority: David Appleton

Representatives: Peter Dawson, Counsel for Applicants
 Tim Jeffcott, Counsel for Respondent

Date of Determination: 21 June 2016

CONSENT DETERMINATION OF THE AUTHORITY

[1] Following negotiations between the parties' representatives, a conditional agreement has been reached on behalf of the parties to settle the proceedings.

[2] The terms of that agreement are set out in the attached settlement agreement, details of which are confidential to the parties, and which, pursuant to clause 10(2) of Schedule 2 of the Employment Relations Act 2000, are not to be published except with the leave of the Authority following a reasonable opportunity for the parties to make submissions.

[3] By consent, the terms set out in the confidential settlement agreement are also the orders of the Authority in this matter.

[4] I have also perused the following additional documents:

- a. The email from Nigel Field of Dawson & Associates Limited to the Authority dated 17 June 2016;
- b. The Notice of Withdrawal dated 8 June 2016 containing the names of applicants in schedule A numbered from 1 to 53;

- c. The Notice of Withdrawal dated 16 June 2016 containing the names of applicants in schedule A numbered 1,6,7,22,35 and 44;
- d. The certificate signed by Mr Peter Dawson dated 16 June 2016.

[5] I am satisfied that all applicants in these proceedings, save those named below, have withdrawn their claims in accordance with the terms of the settlement agreement by signing the Notice of Withdrawal either personally, or through their attorneys. In being so satisfied I am relying upon the certificate of Mr Dawson.

[6] One applicant, Rio Ode, has not yet withdrawn his claims. His claims therefore remain live.

[7] Dawson & Associates have advised the Authority that the claims of the following applicants are time barred, and so are withdrawn for that reason: April Isnanto and Ciptarasa.

[8] Dawson & Associates have advised the Authority that the claims of the following applicants have otherwise been withdrawn: Casmari, Laspin Aping Bin Karma, Sigit Suryono and Tahyari.

[9] Dawson & Associates Limited is to advise the Authority if the Return referred to in clause 3.12 of the settlement agreement is effected, and whether Rio Ode has, by that date, not provided a signed and dated notification of his withdrawal.

[10] There are no issues as to costs.

David Appleton
Member of the Employment Relations Authority