

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
WELLINGTON**

[2018] NZERA Wellington 34  
3021019

BETWEEN            GAVIN MATTHEWS  
                                 Applicant  
  
AND                    TERRANCE MORRELL AND  
                                 ANGELA MORRELL  
                                 Respondents

Member of Authority:    M B Loftus  
  
Representatives:        William Kronast, Counsel for Applicant  
                                 Kelly Coley, Advocate for Respondent  
  
Investigation Meeting:    1 May 2018 at Palmerston North  
  
Determination:            2 May 2018

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**CONSENT DETERMINATION OF THE AUTHORITY**

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[1]    The applicant, Gavin Matthews, lodged various claims with the Authority though after an initial discussion only that pertaining to monies owed proceeded.

[2]    As the evidence emerged answers provided by Mr Matthews strongly suggested he was not an employee. This was raised and the parties then discussed it.

[3]    The parties concluded that while issues remain as to the status of Mr Matthews' relationship with the Respondents it was not that of employee and employer. I agree. Further details are contained in a separate memorandum which shall remain confidential to the parties.

[4]    It follows the Authority does not have jurisdiction to determine this matter which shall proceed elsewhere. This matter shall be considered withdrawn from the Authority. There is no issue as to costs.

M B Loftus  
Member of the Employment Relations Authority