

**Attention is drawn to
the order prohibiting
publication of certain
information in this
determination**

**IN THE EMPLOYMENT RELATIONS AUTHORITY
WELLINGTON**

[2018] NZERA Wellington 14
3017131

BETWEEN JAMES MCKENZIE
 Applicant

A N D CHRIS AND DONNA HARVEY
 Respondent

Member of Authority: Rachel Larmer

Representatives: David Balfour, Advocate for Applicant
 Hamish Burdon, Advocate for Respondents

Investigation Meeting: 09 February 2018 at New Plymouth

Written Record of Oral 12 February 2018
Determination:

**WRITTEN RECORD OF ORAL DETERMINATION OF THE
EMPLOYMENT RELATIONS AUTHORITY**

Employment relationship problem

[1] At the conclusion of the investigation meeting on 09 February 2018 the parties advised the Authority that they had resolved all issues that may have arisen between them on agreed terms.

[2] The terms and conditions of the parties' settlement are recorded as part of a confidential Settlement Agreement which was signed by both parties on 09 February 2018 ("the Settlement").

[3] By consent, the terms recorded in the Settlement, which were agreed to and signed by the parties today, now become orders of the Authority and as such they are final binding and enforceable.

[4] The parties have agreed that the terms of the Settlement are to remain confidential so they have asked the Authority to issue a non-publication order regarding the Settlement to preserve confidentiality.

[5] For the purposes of preserving confidentiality I make a further order pursuant clause 10 of the Second Schedule of the Employment Relations Act 2000 prohibiting the publication of the Settlement.

[6] The original signed Settlement is therefore not attached to this publically available determination but will instead be held on the Authority's file and may not be accessed without the Authority's authorisation.

Rachel Larmer
Member of the Employment Relations Authority