

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

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

[2017] NZERA Auckland 201
3004411

BETWEEN DARREN MUDGWAY
Applicant

AND KIWI EARTHMOVERS
LIMITED
Respondent

Member of Authority: Rachel Larmer

Representatives: Mark Nutsford, Advocate for Applicant
Todd Greenwood, Counsel for Respondent

Investigation Meeting: 11 July 2017 at Auckland

Date of Determination: 11 July 2017

**CONSENT DETERMINATION OF THE
EMPLOYMENT RELATIONS AUTHORITY**

Employment Relationship Problem

[1] At the conclusion of today’s investigation meeting the parties advised the Authority that they had reached a settlement of all issues between them. The terms of this agreed settlement are recorded in a confidential settlement agreement signed by both parties today (“the Settlement”).

[2] By consent the terms of the Settlement signed by the parties today now become the orders of the Authority so are final binding and enforceable.

[3] The parties have agreed that the terms of the Settlement are to remain confidential. 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 terms of the Settlement.

[4] The original signed terms of the Settlement are therefore not attached to this determination but will be held on the Authority's file.

Rachel Larmer

Member of the Employment Relations Authority