



Employment Court of New Zealand

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Opai v Commissioner of Police [2019] NZEmpC 33 (25 March 2019)

Last Updated: 30 March 2019

IN THE EMPLOYMENT COURT OF NEW ZEALAND AUCKLAND

I TE KŌTI TAKE MAHI O AOTEAROA TĀMAKI MAKĀURAU

[\[2019\] NZEmpC 33](#)

EMPC 437/2018

IN THE MATTER OF	a challenge to a determination of the Employment Relations Authority
AND IN THE MATTER OF	an application for a stay of proceedings
BETWEEN	MELISSA JEAN OPAI Plaintiff
AND	COMMISSIONER OF POLICE Defendant

Hearing: On the papers
Appearances: Plaintiff in person
H Kynaston and N Ridder, counsel for defendant
Judgment: 25 March 2019

INTERLOCUTORY JUDGMENT OF CHIEF JUDGE CHRISTINA INGLIS

[Application for stay of proceedings]

[1] Melissa Opai has filed a challenge to a determination of the Employment Relations Authority.¹ There are associated matters before the Authority which have yet to be determined.

[2] The plaintiff has sought a stay of the challenge pending the Authority's determination of the matters it has before it.

[3] The parties have now filed a joint memorandum seeking a stay of the proceedings by consent. I am satisfied that a stay is appropriate in the particular

¹ *Opai v Commissioner of Police* [2018] NZERA Auckland 379.

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circumstances. Accordingly, there is an order staying the plaintiff's challenge in this Court pending the Authority's determination of the other matters currently before it. The plaintiff is to advise the Registry when those matters have been determined by the Authority and a telephone directions conference with a Judge is then to be convened.

[4] No issue of costs arises.

Christina Inglis Chief Judge

Judgment signed at 1 pm on 25 March 2019

