

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

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
WELLINGTON**

[2016] NZERA Wellington 98  
5619604 & 5600641

BETWEEN Richard Seay  
Applicant

AND Wirtgen New Zealand Limited  
Respondent

Member of Authority: Trish MacKinnon

Representatives: Ben Sheehan for Applicant  
Chris Baldock for Respondent

Investigation Meeting: 3 and 4 August 2016

Determination: 12 August 2016

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**CONSENT DETERMINATION OF THE AUTHORITY**

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1. Following discussions held in the course of the investigation meeting the parties advised they had successfully resolved all matters between themselves. They have requested the terms and conditions of the confidential settlement they have agreed be incorporated into consent orders of the Authority. I congratulate them on reaching agreement.
2. The terms set out in the parties' Agreement are also the orders of the Authority in this matter. For the purpose of preserving the confidentiality of their settlement, I make a further order, pursuant to Clause 10 of the Second Schedule to the Act, prohibiting the publication of all the contents of the terms of settlement.

3. This determination is enforceable under s 137(1)(b) of the Act.

Trish MacKinnon  
Member of the Employment Relations Authority