



New Zealand Employment Relations Authority Decisions

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Tararo v Toll NZ Consolidated Ltd WA 32/06 (Wellington) [2006] NZERA 624 (27 February 2006)

Last Updated: 24 November 2021

ATTENTION IS DRAWN TO THE ORDER PROHIBITING PUBLICATION

OF CERTAIN INFORMATION REFERRED TO IN THIS DETERMINATION

Determination Number: WA 32/06 File Number: WEA 462/04

Under the [Employment Relations Act 2000](#)

BEFORE THE EMPLOYMENT RELATIONS AUTHORITY WELLINGTON OFFICE

BETWEEN Haavi Tararo (applicant)

AND Toll NZ Consolidated Limited (respondent)

REPRESENTATIVES Peter Cranney for the applicant Hamish Kynaston for the respondent

MEMBER OF THE AUTHORITY Denis Asher

SETTLEMENT AGREEMENT RECEIVED 27 February 2005

DATE OF DETERMINATION 27 February 2006

DETERMINATION OF AUTHORITY

Employment Relationship Problem

1. In my determination dated 3 August 2005 (WA 128/05) I found in favour of Mr Tararo's claim that he was unjustifiably dismissed. Amongst other outcomes, I directed Mr Tararo's reinstatement. Leave was reserved to the parties to pursue in the Authority the quantum of wages to be reimbursed to the applicant, in the event that agreement was not forthcoming.

2. By letter dated 24 February 2006 the parties have enclosed a signed settlement agreement: they are requesting the Authority to issue a consent determination incorporating the terms of that agreement. I have no difficulty in accepting that request.
3. The terms of the settlement are confidential between the parties. It appears appropriate for me therefore to apply to the settlement agreement the provisions of Clause 10 (2) of Schedule 2 of the Act and prohibit publication of the same.

4. The parties are to be commended for settling what was, and has been, a particularly difficult employment relationship problem.

Denis Asher

Member of Employment Relations Authority

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