



Employment Court of New Zealand

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Wright v Southern Cross Healthcare Limited [2022] NZEmpC 182 (10 October 2022)

Last Updated: 21 October 2022

IN THE EMPLOYMENT COURT OF NEW ZEALAND AUCKLAND

I TE KŌTI TAKE MAHI O AOTEAROA TĀMAKI MAKĀURAU

[\[2022\] NZEmpC 182](#)

EMPC 185/2022

IN THE MATTER OF an application for a declaration under [s 6\(5\)](#) of the [Employment Relations Act 2000](#)

BETWEEN JANE VICTORIA WRIGHT
Plaintiff

AND SOUTHERN CROSS HEALTHCARE
LIMITED
Defendant

EMPC 268/2022

IN THE MATTER OF an application for special leave to
remove a matter to the Employment
Court

BETWEEN JANE VICTORIA WRIGHT
Applicant

AND SOUTHERN CROSS HEALTHCARE
LIMITED
Respondent

Hearing: 22 September 2022 by way of Judicial Settlement
Conference

Appearances: Erin Davies and BE Smith, counsel for Jane Wright
S Langton, counsel for Southern Cross Healthcare
Limited

Judgment: 10 October 2022

CONSENT JUDGMENT OF JUDGE KATHRYN BECK

[1] These proceedings involve:

JANE VICTORIA WRIGHT v SOUTHERN CROSS HEALTHCARE LIMITED [\[2022\] NZEmpC 182](#) [10
October 2022]

(a) an application for a declaration under [s 6\(5\)](#) of the [Employment Relations Act 2000](#) (EMPC 185/2022); and

(b) an application for special leave to remove a matter to the Employment Court (EMCP 268/2022).

[2] The parties have resolved all matters between them in relation to these proceedings, and have reached a full and final settlement.

[3] A joint memorandum of counsel (filed on 7 October 2022) seeks that the agreement be recorded by way of consent

orders.

[4] I make the following declaration and orders by consent:

- (a) From January 2013 to 25 May 2022, Ms Wright was an independent contractor and not an employee of Southern Cross Healthcare Ltd.
- (b) The terms of the agreement are confidential to the parties and their advisers.
- (c) Both proceedings are discontinued with no issue as to costs.

[5] I commend the parties for reaching agreement which will enable them to move forward.

Kathryn Beck Judge

Judgment signed at 12 pm on 10 October 2022

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