

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

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

[2018] NZERA Auckland 148
3024034

BETWEEN WEN XU
 Applicant

AND OCEAN TERMINAL
 LIMITED
 Respondent

Member of Authority: Anna Fitzgibbon

Representatives: Applicant in person
 Jun Li, Director of the Respondent

Determination: 07 May 2018

CONSENT DETERMINATION OF THE AUTHORITY

[1] During the Authority's investigation into this matter, the parties informed the Authority that they had reached a settlement of all issues between them.

[2] The terms and conditions of their agreed settlement are recorded in a confidential settlement agreement signed by both parties on 4 May 2018 ("the Settlement").

[3] The parties have asked the Authority to issue:

- a. a consent determination recording the terms of the Settlement;
- b. a non-publication order to preserve the confidentiality of the Settlement.

[4] By consent, the terms recorded in the Settlement now become the orders of the Authority. As orders of the Authority, the terms of the Settlement are therefore final, binding and enforceable.

[5] 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 agreed terms of the Settlement.

[6] The original terms of the Settlement agreed by the parties are therefore not attached to this determination but will instead be held on the Authority's file. Each party has been provided with a copy of the Settlement for their reference.

Anna Fitzgibbon

Member of the Employment Relations Authority