

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

[2014] NZERA Auckland 331
5432732

BETWEEN

CAMERON BISHOP
Applicant

A N D

ANTHONY THOMAS SCOTT
and SCOTT BASE DAIRY
LIMITED
Respondents

Member of Authority: T G Tetitaha

Representatives: R Harris, Advocate for the Applicant
C Piddock/T Thoms, Counsel for the Respondents

Submissions received: 31 July 2014 from Applicant
31 July 2014 from Respondents

Investigation meeting: 7 August 2014 at Hamilton

Date of Determination: 7 August 2014

CONSENT DETERMINATION OF THE AUTHORITY

[1] At the end of my examination on the first day of the investigation meeting, the parties sought an adjournment at 3.30pm to discuss resolving this matter.

[2] At 3.45pm, the parties advised they had reached agreement as to how to resolve their employment relationship problem. They have asked me to record their settlement as a consent determination.

[3] The terms of settlement are:

(a) The parties have agreed to settle matters upon the following terms:

- (i) The applicant agrees to discontinue his claim in the Employment Relations Authority against Anthony Scott and Scott Base Dairy Limited;
 - (ii) The parties will meet their own costs arising from the proceedings;
 - (iii) This agreement is in full and final settlement of all matters arising between Cameron Bishop and Anthony Scott and Scott Base Dairy Limited;
 - (iv) This settlement agreement does not constitute an admission by Anthony Scott or Anthony Scott as the director of Scott Base Dairy Limited that Cameron Bishop was an employee of either Anthony Scott or Scott Base Dairy Limited within the meaning of s.6 of the Employment Relations Act;
- (b) The parties agree that this settlement be incorporated into a consent determination of the Employment Relations Authority.
 - (c) For the avoidance of doubt, Cameron Bishop admits and agrees that he has never been an employee of either Anthony Scott or Scott Base Dairy Limited.

[4] The application for personal grievance is therefore dismissed.

T G Tetitaha
Member of the Employment Relations Authority