

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

[2015] NZERA Auckland 376
5438164

BETWEEN	NEVILLE CRAIG BRENNAN Applicant
A N D	AFOS LTD First Respondent
A N D	ANN ROSEMARY SHARPE Second Respondent
A N D	RICHARD BRUCE SHARPE Third Respondent

Member of Authority: Rachel Larmer

Representatives: Tim Oldfield, Counsel for Applicant
Persia Templeton and Alexandria Till, Counsel for
Respondents

Investigation Meeting: 30 November and 01 December at Auckland

Date of Determination: 01 December 2015

**CONSENT DETERMINATION OF
THE EMPLOYMENT RELATIONS AUTHORITY**

Employment relationship problem

[1] At today's investigation meeting the parties advised the Authority that they had reached a partial settlement of some of the issues in dispute. The parties asked the Authority to issue a consent determination recording the terms agreed by them in respect of the matters which had been resolved by agreement.

[2] By consent the Authority orders the First Respondent to pay the Applicant:

- (a) \$7,204.98 for public holiday entitlement arrears;
- (b) \$578.76 commissions arrears;

- (c) The amounts in paragraph [2] (a) and (b) above are to be paid by direct deposit into the Trust Account of SBM Legal within 7 days of the date of this determination.

[3] By consent the Applicant withdraws his claim for commission arrears relating to sales he claims to have made to the First Respondent's Nelson and Motueka clients. These clients are identified on the list of Nelson and Motueka clients filed with the Authority by the Respondents this morning (01 December 2015).

[4] Costs in respect of the above matters are reserved *sine die* and shall be dealt with when the substantive matters between the parties have been finally resolved.

Rachel Larmer
Member of the Employment Relations Authority