

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

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

[2016] NZERA Auckland 285
5603291

BETWEEN DEREK BUDGEN
 Applicant

AND GRAYS TRANSPORT NZ
 LIMITED
 Respondent

Member of Authority: Rachel Larmer

Representatives: Hamish Burdon, Advocate for Applicant
 Chris Davis, Director of Respondent

Investigation Meeting: 23 August 2016 at Auckland

Date of Determination: 23 August 2016

**CONSENT DETERMINATION OF
THE EMPLOYMENT RELATIONS AUTHORITY**

Employment relationship problem

[1] The Employment Relations Authority conducted an investigation meeting into Mr Derek Budgen's claims against his former employer Grays Transport NZ Limited (Grays).

[2] At the conclusion of the evidence and after hearing submissions from both parties, the Authority gave an indication of the outcome of its investigation and invited the parties to explore whether or not a consent determination was appropriate.

[3] As a result of that guidance, and after an adjournment, the parties advised the Authority that they had reached agreement as to how this matter is to be resolved.

[4] The parties have asked the Authority to issue a consent determination recording their agreed terms of settlement and a non-publication order to preserve the confidentiality of their agreed terms.

[5] By consent the Agreed Terms of the Settlement signed by the parties today (the Settlement) now become orders of the Authority, so are binding and enforceable.

[6] The parties have agreed that 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 terms of the Settlement.

[7] The original signed terms of the Settlement are held on the Authority's file but are not attached to this determination.

Rachel Larmer
Member of the Employment Relations Authority