



Employment Court of New Zealand

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Dollar King Limited v Jun [2020] NZEmpC 6 (17 February 2020)

Last Updated: 20 February 2020

IN THE EMPLOYMENT COURT OF NEW ZEALAND AUCKLAND

I TE KŌTI TAKE MAHI O AOTEAROA TĀMAKI MAKĀURAU

[\[2020\] NZEmpC 6](#)

EMPC 10/2020

IN THE MATTER OF	a challenge to a determination of the Employment Relations Authority
AND IN THE MATTER OF	an application for stay of proceedings
BETWEEN	DOLLAR KING LIMITED Plaintiff
AND	HYOWON JUN Defendant

Hearing: By telephone conference

Appearances: J Laphorne, counsel for plaintiff
M Kim and NM Lim, counsel for
defendant

Judgment: 17 February 2020

CONSENT JUDGMENT OF CHIEF JUDGE CHRISTINA INGLIS

(Application for stay of proceedings)

[1] The plaintiff has applied for an order staying the execution of orders made by the Employment Relations Authority imposing a penalty on it for breach of the [Holidays Act 2003](#).¹

[2] The application for a stay is advanced in the context of a non-de novo challenge filed with the Court.

[3] The defendant consents to the application and I am satisfied that a stay is appropriate in the particular circumstances.

¹ *Jun v Dollar King Ltd* [\[2019\] NZERA 722](#).

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[4] By consent, the Authority's determination, insofar as it imposes an order for a penalty for breach of the [Holidays Act](#), is stayed until further order of the Court.

[5] No issue of costs arises.

Christina Inglis Chief Judge

Judgment signed at 4.30 pm on 17 February 2020
