



# Employment Court of New Zealand

You are here: [NZLII](#) >> [Databases](#) >> [Employment Court of New Zealand](#) >> [2019](#) >> [\[2019\] NZEmpC 38](#)

[Database Search](#) | [Name Search](#) | [Recent Decisions](#) | [Noteup](#) | [LawCite](#) | [Download](#) | [Help](#)

---

## EPB Limited v OST [2019] NZEmpC 38 (3 April 2019)

Last Updated: 8 April 2019

IN THE EMPLOYMENT COURT OF NEW ZEALAND WELLINGTON

I TE KŌTI TAKE MAHI O AOTEAROA TE WHANGANUI-A-TARA

[\[2019\] NZEmpC 38](#)

EMPC 76/2019

IN THE MATTER OF	a challenge to a determination of the Employment Relations Authority
AND IN THE MATTER	of an application for a stay of proceedings
BETWEEN	EPB LIMITED Plaintiff
AND	OST Defendant

Hearing: On the papers  
Appearances: B Sheehan, counsel for the plaintiff  
P McKenzie-Bridle, counsel for the  
defendant  
Judgment: 3 April 2019

### CONSENT JUDGMENT OF JUDGE B A CORKILL

[1] The plaintiff has brought a challenge to a determination of the Employment Relations Authority (the Authority), dated 7 March 2019.<sup>1</sup>

[2] At the same time, an application for stay of the proceedings in the Authority, including the enforcement of its orders, was filed. The parties have reached an agreement as to the terms of stay.

[3] In light of that agreement, I order that the plaintiff is to pay to the Registrar of the Employment Court the following sums:

1 *OST v EPB Ltd* [2019] NZERA Wellington 133.

EPB LIMITED v OST [\[2019\] NZEmpC 38](#) [3 April 2019]

(i) \$19,439.26 (the amount determined by the Authority as owing to the defendant).

(ii) \$6,000 (the amount ordered by the Authority in payment of costs).

[4] I record that it is a term of the parties' agreement that the plaintiff prosecutes its challenge diligently and in good faith.

[5] The payment is to be held by the Registrar until further order of the Court.

B A Corkill Judge

Judgment signed at 3.30 pm on 3 April 2019

---

