

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND**

AA 176A/07  
5076361

BETWEEN                      TREVOR ELWIN  
   Applicant  
  
AND                              BARFOOT & THOMPSON  
   LIMITED  
   Respondent

Member of Authority:        Marija Urlich  
  
Representatives:              Blair Edwards, Counsel for Applicant  
   Christine Chilwell, Counsel for Respondent  
  
Determination:                12 July 2007

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**CONSENT DETERMINATION OF THE AUTHORITY AS TO COSTS**

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[1] In a determination dated 14 June 2007 (AA176/07) I found Mr Elwin was not an employee. The parties were invited to attempt to resolve the issue of costs themselves, and in the event those attempts were unsuccessful a timetable for the filing of costs memoranda was set.

[2] Ms Chilwell and Mr Blair have filed a consent memorandum as to costs advising that the parties have agreed that the applicant will pay costs to the respondent in the sum of \$3000. They have sought an order from the Authority to that effect.

[3] By consent, the terms set out in the consent memorandum as to costs are also the orders of the Authority in this matter.

Marija Urlich  
Member of the Employment Relations Authority