



Employment Court of New Zealand

You are here: [NZLII](#) >> [Databases](#) >> [Employment Court of New Zealand](#) >> [2015](#) >> [\[2015\] NZEmpC 196](#)

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

Fox v Hereworth School Trust Board [2015] NZEmpC 196 (9 November 2015)

Last Updated: 20 November 2015

IN THE EMPLOYMENT COURT WELLINGTON

[\[2014\] NZEmpC 196](#)

WRC 5/13

IN THE MATTER OF a challenge to a determination
 of the
 Employment Relations
 Authority

AND IN THE MATTER of an application for leave to
 adduce further evidence

BETWEEN EMMA YUEN SEE FOX Plaintiff

AND HEREWORTH SCHOOL TRUST
 BOARD
 Defendant

Hearing: 9 November 2015 (by telephone conference
 call)

Appearances: D Traylor, counsel for plaintiff
 L Blomfield, counsel for defendant

Judgment: 9 November 2015

INTERLOCUTORY JUDGMENT OF CHIEF JUDGE G L COLGAN

[1] The plaintiff's application for leave to adduce further evidence was filed as the Court was shortly to issue the substantive judgment in this case. That application related to the plaintiff seeking further compensation for lost remuneration than had been claimed in final submissions at the hearing.

[2] The plaintiff's application is refused for the following reasons.

[3] As I advised counsel, the further evidence sought to be adduced by the plaintiff will not affect the outcome of the case. I appreciate that this is a somewhat enigmatic statement in the sense that it may indicate success for either party

although, even at best from the plaintiff's point of view, it will not affect the result.

EMMA YUEN SEE FOX v HEREWORTH SCHOOL TRUST BOARD NZEmpC WELLINGTON [\[2014\] NZEmpC 196](#) [9 November 2015]

[4] There will be no order for costs on this interlocutory application. The parties may expect to receive the substantive judgment shortly.

GL Colgan
Chief Judge

Judgment signed at 2.15 pm on Monday 9 November 2015
