



Employment Court of New Zealand

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Greetham v Lawter (NZ) Limited [2020] NZEmpC 191 (12 November 2020)

Last Updated: 18 November 2020

IN THE EMPLOYMENT COURT OF NEW ZEALAND AUCKLAND

I TE KŌTI TAKE MAHI O AOTEAROA TĀMAKI MAKĀURAU

[\[2020\] NZEmpC 191](#)

EMPC 117/2019

IN THE MATTER OF a challenge to a determination of
 the Employment Relations
 Authority
AND IN THE MATTER of an application for costs
BETWEEN JOHN GREETHAM
 Plaintiff
AND LAWTER (NZ) LIMITED
 Defendant

Hearing: (on the papers)

Appearances: W Reid, advocate for plaintiff
 E B Burke, counsel for
 defendant

Judgment: 12 November 2020

CONSENT COSTS JUDGMENT OF JUDGE M E PERKINS

[1] These proceedings involved a challenge to a determination of the Employment Relations Authority dated 4 April 2019.¹ The plaintiff, John Greetham, was unsuccessful in his challenge and it was dismissed.

[2] The Court's judgment directed that costs should follow the event and the parties were left to endeavour to reach agreement on costs.²

1 *Greetham v Lawter (NZ) Ltd* [\[2019\] NZERA 203](#) (Member Campbell).

2 *Greetham v Lawter (NZ) Ltd* [\[2020\] NZEmpC 174](#) at [77].

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[3] The parties have now reached agreement on the issue of costs. Based on information provided to the Court, I am satisfied that the quantum of costs and expenses agreed between the parties is fair and reasonable.

[4] Accordingly, in an exercise of the Court's discretion, a consent order is made on the following terms:

- (a) The plaintiff is to pay to the defendant the sum of \$51,330 as a contribution to costs in respect of the challenge.
- (b) The plaintiff is to contribute towards the defendant's expenses incurred by counsel and witnesses during the hearing of the challenge in the sum of \$2,112.50.
- (c) The payment of the costs and expenses so ordered is to be made by the plaintiff to the defendant on or before 4.00 pm on 11 December 2020.
- (d) The terms of this judgment record a full and final settlement of all outstanding matters between the parties.

M E Perkins Judge

Judgment signed at 3.10 pm on 12 November 2020

