

**ATTENTION IS DRAWN TO THE ORDER
PROHIBITING PUBLICATION OF THE
CONTENTS OF THE TERMS OF SETTLEMENT
REFERRED TO IN THIS DETERMINATION**

Determination Number: AA 467/05
File Number: AEA 1243/04

Under the Employment Relations Act 2000

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND OFFICE**

BETWEEN Peter Gurnett and 5 Others (Applicant)
AND 3M New Zealand Limited (Respondent)
REPRESENTATIVES Simon Mitchell, for Applicant
Justine O'Connell, for Respondent
MEMBER OF AUTHORITY Vicki Campbell
INVESTIGATION MEETING 7 December 2005
DATE OF DETERMINATION 7 December 2005

CONSENT DETERMINATION OF THE AUTHORITY

- 1) The parties attended the Authority investigation meeting on 7 December 2005. Only five of the six applicants were in attendance. I am satisfied Mr June Dino's representative had been served with the notice of investigation meeting. The notice of investigation meeting states that where an applicant does not attend the investigation meeting the matter may be dismissed. Mr Dino did not attend the investigation meeting or provide a written affidavit and did not provide any reason for his non-attendance. Mr Dino's claim against the respondent is therefore dismissed.
- 2) During the investigation meeting the parties successfully resolved their problem and have requested the Authority to make consent orders in respect of the agreement made.
- 3) The parties have signed confidential terms of settlement in respect of all employment related matters between the respondent and the five applicants present at the investigation meeting.
- 4) The terms of settlement shall be full, final and binding on the parties.
- 5) By consent, the terms set out in the confidential record of settlement shall become the order of the Authority to resolve this matter.
- 6) The parties have agreed that the terms of settlement will remain confidential. For the purposes of preserving confidentiality, I make a further order, pursuant to clause 10 of the Second Schedule of the Act, prohibiting the publication of the contents of the terms of settlement.

- 7) The parties are to be commended for settling this matter on their own terms and for their courteous and constructive conduct at the investigation.

Vicki Campbell
Member of Employment Relations Authority