

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

[2013] NZERA Auckland 167
5360461

BETWEEN PHILLIP HEALEY
Applicant

A N D DBLSHOT LIMITED
Respondent

Member of Authority: K J Anderson

Representatives: W Reid and R Rolston, Advocates for Applicant
C Andersen, Counsel for Respondent

Date of Determination: 6 May 2013

DETERMINATION OF THE AUTHORITY ON COSTS (BY CONSENT)

[1] In a determination dated 25th March 2013¹ the Authority found that Mr Healey was prevented from pursuing a personal grievance as he was employed under a trial period pursuant to ss.67A and 67B of the Employment Relations Act 2000. The parties were invited to resolve the issue of costs.

[2] Via a memorandum received by the Authority on 22 April 2013, counsel for the respondent informed that:

There has been an agreement between the parties that the Applicant pay \$3,000.00 in contribution to the Respondent's legal costs.

Annexed to the memorandum is a letter dated 16 April 2013 from counsel for the respondent (Ms Andersen) to the advocate for the applicant (Mr Reid), recording that the respondent is seeking \$3,000 from the applicant towards its legal costs. Also annexed to the memorandum is an email dated 18 April 2013, from Mr Reid's office,

¹ [2013] NZERA Auckland 101.

confirming that the applicant “is fine with this”: meaning, I take it, acceptance of paying the sum of \$3,000.

Determination

[3] By the consent of the parties and by this determination, the order of the Authority is that Mr Phillip Healey shall pay to Dblshot Limited the sum of \$3,000.00 as a contribution to the costs incurred by the company.

K J Anderson
Member of the Employment Relations Authority