

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND**

**Attention is drawn to the  
order prohibiting  
publication of certain  
information in this  
determination**

[2014] NZERA Auckland 444  
5518286

BETWEEN VICKI FLORENCE GAY  
HEAVEN  
Applicant

AND DARRYL LAWRENCE  
HEAVEN  
First Respondent

AND BOND STREET LODGE  
LIMITED  
Second Respondent

AND WESTERN PARK VILLAGE  
LIMITED  
Third Respondent

AND ANNE EVELYN HEAVEN,  
DARRYL LAWRENCE  
HEAVEN and TRUSTEE  
MANAGEMENT LIMITED  
jointly and severally as trustees  
of a trust  
Fourth Respondents

Member of Authority: Vicki Campbell

Representatives: David Beard for Applicant  
Matthew McGoldrick for Respondents

Investigation Meeting: On the papers

Date of Determination: 31 October 2014

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**CONSENT DETERMINATION OF THE AUTHORITY**

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**Employment Relationship Problem**

[1] The Applicant says the Respondents have breached the terms of settlement (the Settlement) signed under s 149 of the Employment Relations Act 2000 by a



mediator employed by the Ministry of Business, Innovation and Employment. The Settlement included the payment of specified sums of money pursuant to a payment schedule attached to the Settlement.

[2] Following a case management conference call convened by the Authority on Friday, 24 October 2014, the parties have agreed to a resolution of all matters. The terms of the agreement (the Agreement) are set out in a Joint Memorandum dated 24 October 2014.

[3] The parties have agreed that the Settlement and the Agreement will remain confidential to the parties. For the purpose of preserving the confidentiality, I make a further order, pursuant to Clause 10 of the Second Schedule to the Employment Relations Act 2000, prohibiting the publication of all of the contents of the Settlement and the Agreement.

[4] By consent and by this determination, the terms set out above become the orders of the Authority to resolve this matter.

*Vicki Campbell*

Vicki Campbell  
Member of the Employment Relations Authority

