



Employment Court of New Zealand

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Insight New Zealand 2007 Limited v Longson [2021] NZEmpC 22 (8 March 2021)

Last Updated: 14 March 2021

IN THE EMPLOYMENT COURT OF NEW ZEALAND CHRISTCHURCH

I TE KŌTI TAKE MAHI O AOTEAROA ŌTAUTAHI

[\[2021\] NZEmpC 22](#)

EMPC 325/2020

IN THE MATTER OF	a challenge to a determination of the Employment Relations Authority
AND IN THE MATTER	of an application for stay of execution
BETWEEN	INSIGHT NEW ZEALAND 2007 LIMITED Plaintiff
AND	TODD LONGSON Defendant

Hearing: On the papers

Appearances: T McGinn, counsel for plaintiff
A Keir, counsel for defendant

Judgment: 8 March 2021

CONSENT JUDGMENT OF JUDGE K G SMITH

(Application for stay of execution)

[1] On 24 September 2020 the Employment Relations Authority determined that Todd Longson was unjustifiably dismissed by Insight New Zealand 2007 Ltd, from his job as a support worker.¹

[2] Mr Longson was awarded \$15,000 pursuant to [s 123\(1\)\(c\)\(i\)](#) of the [Employment Relations Act 2000](#) (the Act) and \$16,750 pursuant to [s 123\(1\)\(b\)](#) of the Act.

¹ *Longson v Insight New Zealand 2007 Ltd* [\[2020\] NZERA 381 \(Member Cheyne\)](#).

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[3] Insight has challenged the determination as it relates to the remedies awarded by the Authority. To support its challenge Insight has applied for a stay of execution of the determination pending the outcome of the substantive proceeding and has proposed as a condition of the stay that the amount awarded by the Authority be paid into Court. Mr Longson has consented to that course of action.

[4] In those circumstances I am satisfied that the application can be granted. By consent I order that the Authority's determination of 24 September 2020 is stayed on the following conditions:

(a) The amount of \$31,750 is to be paid to the Registrar of this Court no later than **4 pm 16 March 2021**.

(b) The money referred to in [4](a) is to be held in an interest-bearing account and is not to be disbursed except by order of the Court or following agreement by the parties in writing.

[5] Costs are reserved.

K G Smith Judge

