

ATTENTION IS DRAWN TO THE
ORDER PROHIBITING PUBLICATION
OF CERTAIN INFORMATION REFERRED
TO IN THIS DETERMINATION

Under the Employment Relations Act 2000

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY
WELLINGTON OFFICE**

BETWEEN Iosefa Masinalupe (aka “Joe Masina”) (Applicant)
AND Formway Furniture (NZ) Limited (Respondent)
REPRESENTATIVES Guido Ballara for the Applicant
Karen Sagaga for the Respondent
MEMBER OF AUTHORITY P R Stapp
INVESTIGATION MEETING Wellington, 30 & 31 January 2007
DATE OF DETERMINATION 30 January 2007

CONSENT DETERMINATION OF THE AUTHORITY

Employment relationship problem

[1] At the commencement of the Authority’s investigation meeting the parties recommenced attempts to settle their differences. The discussions have been successful and a settlement has been reached. The settlement resolved all matters between the parties and they have requested a consent order from the Authority. The parties recorded the settlement in writing. The original has been retained on the Authority’s file.

[2] By consent the parties have agreed that Formway Furniture (NZ) Limited will employ Mr Iosefa Masinalupe to an operator role in the PU/Chair assembly team from 31 January 2007. This is a different role to his previous Team Leader position without the responsibilities of a Team Leader role.

[3] By consent terms have been agreed that are to be confidential.

[4] I am satisfied the parties have resolved the employment relationship problem.

[5] By consent I order that Formway Furniture (NZ) Limited to employ Mr Iosefa Masinalupe to the role of an operator in the PU/Chair assembly team from 31 January 2007

[6] By consent, the terms set out in the confidential record of settlement are also orders of the Authority in this matter.

[7] The parties have agreed that the terms of written settlement will remain confidential to the parties. For the purposes of preserving the confidentiality, I make a further order, pursuant to clause 10 of Schedule 2 to the Act, prohibiting the publication of the contents of the terms of settlement, except for the terms disclosed herein this order.

[8] The continuation of the investigation meeting scheduled on 31 January 2007 has been abandoned.

P R Stapp

Member of the Authority