

**IN THE EMPLOYMENT RELATIONS AUTHORITY
CHRISTCHURCH**

[2015] NZERA Christchurch 174
5587336

BETWEEN KENNEDY JAMES MOORE
 trading as Clean Up Canterbury
 Applicant

AND AMEBA LIMITED
 Respondent

Member of Authority: Christine Hickey

Representatives: Andrew Riches, Counsel for the Applicant
 Tim Mackenzie, Counsel for the Respondent

Investigation meeting: 16 November 2015

Determination: 16 November 2015

CONSENT DETERMINATION OF THE AUTHORITY

- A. The parties agree that Kennedy James Moore was never an employee of Ameba Limited or of Kenneth Tyrrell Odgers. Therefore, their relationship was not one of employment within the ambit of section 6 of the Employment Relations Act 2000.**
- B. The parties agree that Ameba Limited will pay Kennedy James Moore \$2,000 towards his legal costs for these proceedings.**

Employment relationship problem

[1] This matter came before the Authority for the single issue of determining whether or not Kennedy Moore was an employee of Ameba Limited as Kenneth Odgers has claimed in proceedings before the District Court.

[2] During the course of the investigation meeting the parties agreed that this determination should be issued which resolves the matter before me. They are to be congratulated on that result.

Christine Hickey
Member of the Employment Relations Authority