

*Under the Employment Relations Act 2000*

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND OFFICE**

**BETWEEN** Neera Seelam (Applicant)  
**AND** Westgate Medical Centre Ltd (Respondent)  
**REPRESENTATIVES** Helen Thorpe, Advocate for Applicant  
Justine Foden, Counsel for Respondent  
**MEMBER OF AUTHORITY** Marija Urlich  
**INVESTIGATION MEETING** 18 November 2004  
**DATE OF DETERMINATION** 31 March 2005

**SUPPLEMENTARY COSTS DETERMINATION OF THE AUTHORITY**

[1] In a determination dated 2 March 2005 I ordered that Mrs Seelam pay Westgate \$750.00 as a contribution to the costs incurred in successfully defending her application.

[2] Mrs Seelam subsequently wrote to the Authority seeking a variation to this order to allow her to pay this amount in instalments of \$75.00 per month. The reasons given in support of this application were that Mrs Seelam has no income because she is studying full time and her family's financial circumstances are difficult.

[3] Westgate opposes this application on the grounds that it wants this matter over with, does not wish to face enforcement in the event of default and insufficient information has been provided by Mrs Seelam to support the grounds given for a variation of the costs order.

[4] There will be no variation to the costs order as set out in my determination of 2 March 2005. I am not persuaded on the limited information provided as to Mrs Seelam's financial position that a repayment schedule is warranted.

Marija Urlich  
Member of Employment Relations Authority