

**IN THE EMPLOYMENT RELATIONS AUTHORITY
WELLINGTON**

**I TE RATONGA AHUMANA TAIMAHI
TE WHANGANUI-Ā-TARA ROHE**

[2023] NZERA 99
3170102

BETWEEN	BRENDAN PAUL SIGLEY Applicant
AND	METALLIC SWEEPING (1998) LIMITED Respondent

Member of Authority:	Geoff O’Sullivan
Representatives:	Brian Fletcher, counsel for the Applicant Tim McGinn, counsel for the Respondent
Investigation Meeting:	On the papers
Submissions Received:	Up to and including 1 March 2023
Date of Determination:	02 March 2023

COSTS DETERMINATION OF THE AUTHORITY

[1] On 20 February 2023 the Authority issued a determination determining that Mr Sigley was an employee of Metallic Sweeping (1998) Limited (Metallic Sweeping) and was owed holiday and public holiday pay arrears together with any KiwiSaver contributions that should have been made.

[2] Costs were reserved and the parties were encouraged to resolve any issue of costs between themselves.

[3] The parties have resolved costs between them but have requested the Authority to make consent orders in respect of their agreed costs.

[4] The parties have agreed that Metallic Sweeping will make a contribution to the costs of Mr Sigley in the sum of \$4,500 plus the filing fee of \$71.56. This represents the daily tariff for a one-day investigation.

[5] By consent and by this determination Metallic Sweeping (1998) Limited is ordered to pay Mr Sigley the sum of \$4,500 together with the filing fee of \$71.56.

Geoff O'Sullivan
Member of the Employment Relations Authority