

**Attention is drawn to the orders in determination AA 65/08 prohibiting publication of certain information.**

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND**

AA 211/10  
5092431 and 5099244

BETWEEN	AKBAR SINGH AND BISHAN SINGH Applicants
AND	“W LIMITED” First Respondent
	“X LIMITED” Second Respondent
	“Y LIMITED” Third Respondent
	“Z LIMITED” Fourth Respondent

Member of Authority:	Robin Arthur
Representatives:	Bruce Murray, Counsel for Applicants Kathryn Beck, Counsel for Respondents
Investigation:	5 May 2010 by telephone conference with counsel
Determination:	5 May 2010

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**CONSENT DETERMINATION OF THE AUTHORITY**

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[1] By telephone conference with counsel today agreement was reached regarding transfer of a security sum from the trust account of Richard Allen, barrister and solicitor, to the Department of Labour. The sum is held under orders made in Authority determinations AA 65/08 (28 February 2008) and AA65A/08 (6 March 2008).

[2] Accordingly, by consent and this determination, the following orders are made:

- (i) By no later than 12 May 2010 Richard Allen is to pay into the Authority (by way of a cheque made out to the Department of Labour (“the Department”)) the sum of \$80,000 (“the security sum”) presently held by him under orders of the Authority for the benefit of all parties’ respective rights and interests.
- (ii) The security sum, any interest due on that sum for the period from 20 March 2008 to the date of its transfer to the Department of Labour, and any subsequent interest accrued are to be held by the Department of Labour, on behalf of the Authority, in an interest bearing trust account and not distributed to any party or person except by order of the Authority. Such order may be given by way of determination of the Authority or by consent determination giving effect to any written agreement by the parties.
- (iii) The security sum and all interest on it are subject to a charge in favour of those parties who are successful in these proceedings.

[3] Determination of the matter of interest due on the security sum for the period from 20 March 2008 until the date of payment into the Authority is deferred for seven days to enable further consultation by Ms Beck with Mr Allen.

Robin Arthur  
Member of the Employment Relations Authority