

**Attention is drawn to the order  
prohibiting publication of certain  
information in this determination**

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND OFFICE**

[2013] NZERA Auckland 305  
5419099

BETWEEN RACHEL SMITH  
Applicant  
AND MCINDOE CATERING LTD  
Respondent

Member of Authority: Anna Fitzgibbon  
Representatives: Emma Foster Advocate for Applicant  
Warwick McIndoe for Respondent  
Investigation Meeting: Thursday 18 July 2013  
Determination: Thursday 18 July 2013

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**CONSENT DETERMINATION OF THE AUTHORITY**

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[1] In the course of the investigation, the parties have reached agreement regarding Ms Smith's employment relationship problem. They have asked the Authority to record their settlement as a consent determination.

[2] Accordingly, the Terms of Settlement annexed to this determination contains the orders of the Authority.

[3] Pursuant to clause 10 of Schedule 2 of the Employment Relations Act 2000, the Authority also orders that the contents of the annexed Terms of Settlement are to be kept confidential to the parties. They may not be published in any form by any person.

[4] This determination is enforceable under s 137(1)(b) of the Employment Relations Act 2000.

Anna Fitzgibbon  
Member of the Employment Relations Authority