



# Employment Court of New Zealand

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## Talent Propeller Limited v UXK [2021] NZEmpC 26 (12 March 2021)

Last Updated: 18 March 2021

IN THE EMPLOYMENT COURT OF NEW ZEALAND AUCKLAND

I TE KŌTI TAKE MAHI O AOTEAROA TĀMAKI MAKAURAU

[\[2021\] NZEmpC 26](#)

EMPC 224/2020

IN THE MATTER OF a challenge to a determination of  
the Employment Relations  
Authority  
BETWEEN TALENT PROPELLER LIMITED  
Plaintiff  
AND UXK  
Defendant

**EMPC 29/2021**

IN THE MATTER OF a cross-challenge to a determination of  
the Employment Relations Authority  
BETWEEN UXK  
Plaintiff  
AND TALENT PROPELLER LIMITED  
Defendant

Hearing: On the papers  
Appearances: R Upton, counsel for Talent Propeller  
Limited C Patterson, counsel for UXK  
Judgment: 12 March 2021

### CONSENT JUDGMENT OF CHIEF JUDGE CHRISTINA INGLIS

[1] These proceedings involve a challenge and cross-challenge to a determination of the Employment Relations Authority (the Authority) dated 22 July 2020.<sup>1</sup>

<sup>1</sup> *Talent Propeller Ltd v YJL* [\[2020\] NZERA 284 \(Member Urlich\)](#).

TALENT PROPELLER LIMITED v UXK [\[2021\] NZEmpC 26](#) [12 March 2021]

[2] The parties have requested that a consent judgment be issued recording that they have resolved the challenge and cross-challenge (subject to costs) by agreement.

[3] The parties have requested, and I consider it appropriate, to make the following orders:

- (a) the Authority's permanent non-publication order regarding UXK's identity is set aside;
- (b) the identity of UXK is not to be published, pending further order of the Authority or the Employment Court;
- (c) issues as to costs in relation to the challenge and cross-challenge remains live: any party seeking an order as to costs are to file and serve a memorandum within 14 days of 29 March 2021 (being the date on which the parties are scheduled to attend mediation); any response is to be filed and served within seven days; and any reply is to be filed and served within seven days.

[4] The outstanding matters between the parties remain before the Authority.

Christina Inglis Chief Judge

Judgment signed at 1.30 pm on 12 March 2021

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