



Employment Court of New Zealand

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Vivo Beauty Limited v Hunt [2022] NZEmpC 11 (4 February 2022)

Last Updated: 9 February 2022

IN THE EMPLOYMENT COURT OF NEW ZEALAND AUCKLAND

I TE KŌTI TAKE MAHI O AOTEAROA TĀMAKI MAKĀURAU

[\[2022\] NZEmpC 11](#)

EMPC 472/2021

IN THE MATTER OF	a challenge to a determination of the Employment Relations Authority
AND IN THE MATTER OF	an application for a stay of execution of a determination of the Employment Relations Authority
BETWEEN	VIVO BEAUTY LIMITED Plaintiff
AND	EMMA HUNT Defendant

Hearing: On the papers

Appearances: R Nabney, counsel for plaintiff
R Rolston, advocate for
defendant

Judgment: 4 February 2022

CONSENT JUDGMENT OF JUDGE KATHRYN BECK

[1] These proceedings involve a challenge to a determination of the Employment Relations Authority.¹

[2] In its determination the Authority ordered Vivo Beauty Ltd to pay to Ms Hunt the sum of \$13,000 by way of reimbursement of lost wages (pursuant to [s 123\(1\)\(b\)](#) of the [Employment Relations Act 2000](#)), and \$20,000 in compensation (pursuant to [s 123\(1\)\(c\)\(i\)](#)), and costs.

¹ *Hunt v Vivo Beauty Ltd* [\[2021\] NZERA 553 \(Member van Keulen\)](#).

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[3] The plaintiff applied for a stay of execution of the Authority's monetary orders pending determination of its challenge in this Court.

[4] The parties have reached agreement on costs in the Authority and the terms of a stay of execution.

[5] By consent I order that the orders of the Authority are stayed on the following terms:

(a) The costs payable from the Authority's investigation meeting are

\$4,500.

(b) The plaintiff will pay the sum of \$37,500, being the agreed costs and the remedies ordered by the Authority, into the trust account of Mr Alister Moran of My Property Lawyer.

(c) Such sum will remain in that trust account until determination of the plaintiff's challenge or pending further order of this Court.

(d) There are no issues as to costs.

Kathryn Beck Judge

Judgment signed at 12.30 pm on 4 February 2022

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