

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
WELLINGTON**

[2013] NZERA Wellington 93  
5367678

BETWEEN	WORKFORCE DEVELOPMENT LIMITED Applicant
AND	LYNDA HILL Respondent

Member of Authority: P R Stapp

Representatives: Dave McLeod for Applicant  
Patrick O'Sullivan for Respondent

Investigation Meeting: By Telephone on 25 July 2013

Determination: 26 July 2013

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**CONSENT DETERMINATION OF THE AUTHORITY**

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1. This is an application for a stay on the remedies of an Authority determination [2013] NZERA Wellington 65. The Authority's determination is the subject of a challenge in the Employment Court. There remains an issue about where the financial remedies should be lodged until the outcome.
2. I am satisfied that there is a challenge in the Employment Court on the determination under s 179 of the Employment Relations Act and an application for stay made in terms of s 180 of the Act, for the Authority to act.
3. By consent the applicant has accepted the funds should be paid into an account. First it suggested its own solicitor's trust account. It has accepted the Employment Court as an alternative. By consent both parties have agreed that

the sum of \$19,128 is to be paid by Workforce Development Limited into an interest bearing account at the Employment Court within seven days until the challenge is completed and there is an order from the Court on what to do with the funds.

4. Leave is granted for any variation to this order on application from either party if it is necessary in regard to a costs determination likely to be released shortly, and any other matters arising incidentally to the application for stay.
5. Costs are reserved.
6. This order is made subject to the acceptance by the Employment Court of the sums, and subject to any orders that the Court may make in relation to the funds.

P R Stapp  
Member of the Authority