

**IN THE EMPLOYMENT COURT  
CHRISTCHURCH**

**[2012] NZEmpC 144  
CRC 11/12**

IN THE MATTER OF challenge to a determination of the  
Employment Relations Authority

BETWEEN TANIA MERCER-BLACK  
Plaintiff

AND ZAIBATSU 2006 LIMITED  
Defendant

Hearing: By joint memorandum of counsel on 24 August 2012

Judgment: 29 August 2012

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**CONSENT JUDGMENT OF JUDGE B S TRAVIS**

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[1] Counsel have advised that the mediation process has been successful and that the parties have reached a confidential agreement.

[2] The following orders are made by consent:

- (a) The hearing scheduled for Wednesday 3 October 2012 until Friday 5 October 2012 is vacated;
- (b) The de novo challenge to the determination is resolved on the basis that the determination of the Employment Relations Authority dated 16 February 2012<sup>1</sup> is set aside in reliance on the provisions of s 183 of the Employment Relations Act 2000.

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<sup>1</sup> [2012] NZERA Christchurch 25 5309068.

- (c) The parties have agreed there is no issue as to costs in respect of the challenge to the determination of the Employment Relations Authority.
- (d) The costs determination of the Authority in [2012] NZERA Christchurch 100 5309068 is to stand subject to the agreements contained within the record of settlement.

B S Travis  
Judge

Judgment signed at 3.30pm on 29 August 2012