

**IN THE EMPLOYMENT COURT OF NEW ZEALAND
CHRISTCHURCH**

**I TE KŌTI TAKE MAHI O AOTEAROA
ŌTAUTAHI**

**[2019] NZEmpC 28
EMPC 436/2018**

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

AND IN THE MATTER of an application for a stay of execution

BETWEEN WASTE MANAGEMENT NEW
 ZEALAND LIMITED
 Plaintiff

AND BRIDGET JONES
 Defendant

Hearing: On the papers

Appearances: D Erickson, counsel for plaintiff
 M McDonald, advocate for defendant

Judgment: 15 March 2019

**CONSENT INTERLOCUTORY (NO 2) JUDGMENT OF JUDGE K G
SMITH
(Application for stay of execution of determinations)**

[1] Waste Management New Zealand Ltd has challenged a determination of the Employment Relations Authority that held Bridget Jones was unjustifiably dismissed from her employment with it. The Authority ordered Waste Management to pay Ms Jones lost wages of \$11,192.54 (gross) and compensation under s 123(1)(c)(i) of the Employment Relations Act 2000 of \$20,000 which together total \$31,192.54.¹ In a subsequent determination, the Authority ordered Waste Management to pay a

¹ *Jones v Waste Management NZ Ltd* [2018] NZERA Christchurch 170.

contribution to her costs and disbursements of \$8,224.89.² Waste Management has also challenged this determination.

[2] Waste Management has applied for a stay of execution of both determinations. The parties have reached agreement about that application and have requested a stay be ordered by consent subject to conditions.

[3] By consent the following orders are made:

(a) Both determinations of the Authority are stayed pending further order of the Court, subject to the following conditions:

(i) The amounts the Authority ordered Waste Management to pay to Ms Jones, of \$31,192.54 and \$8,224.89 respectively, are to be paid to the Registrar of this Court within 14 days of this judgment.

(ii) The sums in [3](a)(i) are to be held in an interest-bearing account until further order of the Court or unless the parties agree otherwise in writing.

(b) There is no order for costs.

K G Smith
Judge

Judgment signed at 9.30 am on 15 March 2019

² *Jones v Waste Management NZ Ltd* [2018] NZERA Christchurch 186.