

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

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

**[2019] NZEmpC 70
EMPC 355/2018**

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

BETWEEN DENE MILLER
 Plaintiff

AND COMMISSIONER OF POLICE
 Defendant

Hearing: On the papers

Appearances: A Oberndorfer, advocate for plaintiff
 G Cain, counsel for defendant

Judgment: 5 June 2019

CONSENT JUDGMENT OF JUDGE K G SMITH

[1] The plaintiff challenged a substantive determination of the Employment Relations Authority and the subsequent costs determination.¹

[2] By memorandum dated 31 May 2019 the parties informed the Court that settlement of all matters outstanding between them had been reached and requested that the Court make orders.

[3] The following orders are made by consent:

(a) The Authority's costs determination is set aside.

¹ *Miller v Commissioner of Police* [2018] NZERA Christchurch 146; *Miller v Commissioner of Police* [2018] NZERA Christchurch 179.

- (b) The sum of \$8,000 being held by the Registrar of this Court on interest-bearing deposit is to be paid to the plaintiff together with any accumulated interest.²
- (c) There is no order of costs.

K G Smith
Judge

Judgment signed at 4.15 pm on 5 June 2019

² *Miller v Commissioner of Police* [2019] NZEmpC 8.