

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

**I TE KŌTI TAKE MAHI O AOTEAROA  
TĀMAKI MAKĀURAU**

**[2022] NZEmpC 132  
EMPC 22/2022**

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

BETWEEN                      TUNUHIA TUPE  
   Plaintiff

AND                                THE BOARD OF TRUSTEES OF TE  
   MANAWA O TŪHOE TRUST  
   Defendant

Hearing:                      By judicial settlement conference

Appearances:                S Austin, advocate for plaintiff  
   JA Hope, counsel for defendant

Judgment:                    28 July 2022

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**CONSENT JUDGMENT OF JUDGE KATHRYN BECK**

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[1] Mr Tupe has challenged a determination of the Employment Relations Authority in which he was successful, although not to an extent with which he was satisfied.<sup>1</sup>

[2] The parties have reached a settlement of all claims by Mr Tupe against the Trust on terms contained in a confidential settlement agreement signed by them. They now seek a consent judgment.

[3] I make the following orders by consent:

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<sup>1</sup> *Tupe v The Board of Trustees of Te Manawa o Tūhoe Trust* [2021] NZERA 411 (Member Eleanor Robinson).

- (a) All matters are resolved by agreement between the parties.
- (b) This proceeding is discontinued with no issue as to costs, which will lie where they fall.
- (c) The terms of the agreement are confidential to the parties and their advisers.

[4] I commend the parties for reaching agreement, which will enable them to move forward.

Kathryn Beck  
Judge

Judgment signed at 4 pm on 28 July 2022