

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

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

**[2022] NZEmpC 91  
EMPC 448/2021**

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

BETWEEN                      UBP LIMITED  
   Plaintiff

AND                              HARLEY RANGITAAWA-KAUI  
   Defendant

Hearing:                      On the papers

Appearances:                J Douglas, counsel for plaintiff  
   A Kersjes, advocate for defendant

Judgment:                    25 May 2022

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**CONSENT JUDGMENT OF JUDGE KATHRYN BECK**

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[1]      These proceedings involve a challenge to a determination of the Employment Relations Authority, which held that the defendant was unjustifiably disadvantaged and unjustifiably dismissed from his employment at UBP Ltd.<sup>1</sup>

[2]      On 16 February 2022 the Court stayed execution of the Authority's determination on certain conditions including that funds be paid into the Employment Court Trust Account.<sup>2</sup>

[3]      In a joint memorandum filed today, the parties advised the Court that they had reached a settlement of the challenge, which is now withdrawn by the plaintiff.

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<sup>1</sup>      *Rangitaawa-Kauī v UBP Ltd* [2021] NZERA 527 (Member Craig).

<sup>2</sup>      *UBP Ltd v Rangitaawa-Kauī* [2022] NZEmpC 25.

[4] By consent I make the following orders:

- (a) The funds held in trust are to be paid out in accordance with the terms set out at paras 4 and 5 of the joint memorandum.
- (b) The proceedings are discontinued with no issue as to costs.

Kathryn Beck  
Judge

Judgment signed at 3.30 pm on 25 May 2022