

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

**I TE KŌTI TAKE MAHI O AOTEAROA
TE WHANGANUI-A-TARA**

**[2023] NZEmpC 203
EMPC 415/2023**

IN THE MATTER OF	a challenge to a determination of the Employment Relations Authority
AND IN THE MATTER OF	an application for stay of execution
BETWEEN	IDEA SERVICES LIMITED Plaintiff
AND	CHRISTINE WILLS Defendant

Hearing: On the papers

Appearances: P McBride, counsel for plaintiff
L Hansen, counsel for defendant

Judgment: 20 November 2023

**CONSENT INTERLOCUTORY JUDGMENT OF JUDGE KATHRYN BECK
(Application for stay of execution)**

[1] These proceedings are the subject of a challenge to a determination of the Employment Relations Authority.¹ In its determination the Authority ordered the plaintiff to pay the defendant a total of \$17,225.27.² The Authority subsequently ordered the sum of \$4,571.56 costs against the plaintiff.³

[2] The parties have filed a joint memorandum seeking a stay of execution on a conditional basis. I am satisfied it is appropriate to make the orders sought.

¹ *Wills v IDEA Services Ltd* [2023] NZERA 630 (Member Anderson).

² At [80].

³ *Wills v IDEA Services Ltd* [2023] NZERA 645 at [2] (Member Anderson).

[3] Accordingly, by consent, I make an order staying execution of the determinations of the Authority on the following conditions:

- (a) Within a period of 14 days from the date of this judgment, the plaintiff will deposit the sum of \$21,796.83 into the trust account of McBride Davenport James.
- (b) The monies referred to in [3](a) will be held in an interest-bearing account and will be paid out on further order of a Judge of the Employment Court or on receipt by the Court of a joint memorandum signed by both parties' counsel.
- (c) The plaintiff's challenge is to be pursued diligently.

[4] There is no issue as to costs.

Kathryn Beck
Judge

Judgment signed at 9.45 am on 20 November 2023