

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

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

**[2024] NZEmpC 21  
EMPC 49/2019**

IN THE MATTER OF	proceedings removed from the Employment Relations Authority
BETWEEN	TE WHATU ORA – NEW ZEALAND HEALTH (in respect of the former Bay of Plenty District Health Board) Plaintiff
AND	CULTURES SAFE NZ LIMITED (IN LIQUIDATION) First Defendant
AND	ALLAN HALSE Second Defendant
AND	ANA SHAW Third Defendant

Hearing: 16 February 2024  
(Heard at Auckland by judicial settlement conference)

Appearances: M Beech and A Pearce, counsel for plaintiff  
No appearance for first defendant  
Second defendant in person  
No appearance for third defendant

Judgment: 16 February 2024

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**CONSENT JUDGMENT OF JUDGE KATHRYN BECK**

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[1] In a determination dated 25 February 2019, the Employment Relations Authority removed to the Court an application which had been filed by the plaintiff.<sup>1</sup>

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<sup>1</sup> *Bay of Plenty District Health Board v CultureSafe New Zealand Ltd* [2019] NZERA 101.

[2] The plaintiff and second defendant have reached a full and final settlement of all matters between them in relation to these proceedings.

[3] A joint memorandum of those parties seeks that the agreement be recorded by way of consent orders.

[4] I make the following orders by consent:

- (a) These proceedings against the second defendant are discontinued with no issue as to costs.
- (b) The terms of the agreement are confidential to the parties and their advisers.

[5] I commend the plaintiff and second defendant for reaching agreement, which will enable them to move forward.

Kathryn Beck  
Judge

Judgment signed at 4 pm on 16 February 2024