

**IN THE EMPLOYMENT COURT
WELLINGTON**

**WC 21/09
WRC 40/08**

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

BETWEEN ALISON PATRICIA ROBERTS
Plaintiff

AND CHIEF EXECUTIVE OF THE MINISTRY
OF HEALTH
Defendant

Hearing: 7 September 2009
(Heard at Wellington)

Appearances: SN Meikle, Counsel for Plaintiff
Stephanie Dyhrberg, Counsel for Defendant

Judgment: 7 September 2009

ORAL JUDGMENT OF CHIEF JUDGE GL COLGAN

[1] In the course of hearing this challenge the parties have reached a settlement between themselves resulting in the discontinuation, by consent, of all proceedings between them in this Court.

[2] I congratulate the parties for doing so, even very belated as has unfortunately occurred. Without labouring the point, the case seemed to me to be one amenable to a judicial settlement conference which might have achieved this result at an earlier time, but appears regrettably to have been overlooked in the process of setting the case down for a hearing.

[3] Paragraphs [3] to [6] of the original judgment contain the terms of settlement reached between the parties but which are prohibited from publication.

[4] The settlement reached and recorded above is agreed to be in full and final settlement by the parties of their disputes and the details of those terms of settlement are to remain confidential to the settlement.

[5] To achieve that but also to allow the parties to have a consent order as I have made, I make a direction under clause 12 of schedule 3 to the Employment Relations Act 2000 that there is to be no publication of the details of the parties' settlement beyond the parties themselves and their representatives.

GL Colgan
Chief Judge

Judgment delivered orally at 2.22 pm on Monday 7 September 2009