

ATTENTION IS DRAWN TO THE  
ORDER PROHIBITING PUBLICATION  
OF CERTAIN INFORMATION REFERRED  
TO IN THIS DETERMINATION

*Under the Employment Relations Act 2000*

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY  
WELLINGTON BRANCH**

<b>BETWEEN</b>	Tyco Flow Control Pacific PTY Limited t/a Water Dynamics (applicant)
<b>AND</b>	Paul Singer (respondent)
<b>REPRESENTATIVES</b>	David Cameron for the applicant Jim Ferguson for the respondent
<b>MEMBER OF THE AUTHORITY</b>	Denis Asher
<b>DATE OF DETERMINATION</b>	22 April 2005

**CONSENT DETERMINATION OF AUTHORITY**

**Employment Relationship Problem**

1. In an urgent application the Company sought interim orders in respect of Mr Paul Singer – statement of problem received on 12 April 2005.
2. The Authority convened a conference call of the parties on 18 April, resulting in undertakings by Mr Singer acceptable to the Company so as to permit the parties to undergo mediation on 20 April.

3. As a result of that mediation a settlement was arrived at. A term of the settlement is a request by the parties that the settlement be recorded by way of a consent order determination and that a prohibition of publication be applied to the detail of the settlement.
4. A copy of the settlement has been provided to the Authority. I have no difficulty in accepting the parties' request: the terms of the Authority's consent order determination are those of the settlement reached by the parties in mediation on 20 April 2005. Details of the settlement are not to be published: Clause 10(2) of Schedule 2 of the Act applied.
5. The parties and the mediator are to be commended for this outcome.

**Denis Asher**  
**Member of Employment Relations Authority**