

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 OFFICE**

BETWEEN Manuel Ormita Gapasin (Applicant)

AND Vim Rao and Ganaprakasham Kunda trading as
Bouquet Garni and Kopi Malaysia and Panner Selvan Madasamy
trading as Rasa Restaurant
and Bouquet Garni Limited
and Kopi Malaysian Limited
and Rasa Malaysian Restaurant Limited
(Respondents)

REPRESENTATIVES Ross Jamieson, Advocate for Applicant
Neville Waldren, Advocate for the Respondents

MEMBER OF AUTHORITY P R Stapp

INVESTIGATION MEETING Wellington, 20 June 2005

**TELEPHONE CONFERENCE
WITH THE PARTIES'
ADVOCATES** 22 June 2005

DATE OF DETERMINATION 23 June 2005

CONSENT DETERMINATION OF THE AUTHORITY

Employment Relationship Problem

1. The parties attended an investigation meeting with the Authority on 20 June 2005. After this the problem was resolved. The parties' representatives advised me of the terms of the settlement and requested that I make an order by consent to resolve the problem.
2. The terms conveyed to me have been confirmed by the representatives in writing.
3. I am satisfied that the terms reached resolve the employment relationship problem. The terms are in full and final settlement of all outstanding matters between the parties. A record has been retained by the Authority of the terms that are embodied as the order.
4. I therefore order by consent that the terms as given to me by the parties' representatives become orders of the Authority.

5. Further, I order by consent that the terms be prohibited from publication to preserve the parties' agreement on confidentiality.
6. Costs have been left with the parties.

P R Stapp
Member of Employment Relations Authority