

Under the Employment Relations Act 2000

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND OFFICE**

BETWEEN April Moeara (Applicant)
AND The Chief Executive, Child, Youth and Family Services (Respondent)
REPRESENTATIVES Poi Teei, counsel for Applicant
Aaron Martin, counsel for Respondent
MEMBER OF AUTHORITY Alastair Dumbleton
SUBMISSION RECEIVED 20 July 2005
DATE OF DETERMINATION 27 July 2005

DETERMINATION OF THE AUTHORITY

Costs

[1] In its Determination dated 13 July 2005 made under AA 263/05, in relation to costs the Authority stated that in view of the outcome of the investigation it was minded to order the applicant Ms April Moera to pay the respondent CYFS an amount equal to her legal aid contribution. I also stated that Mr Teei, the applicants counsel, should pay CYFS some of the cost of travel time and disbursements the Department unnecessarily incurred in attending the 10 March 2005 investigation meeting which had to be abandoned. Mr Teei subsequently accepted responsibility for some of CYFS costs arising of \$2,216.

[2] The parties have had an opportunity to make any further submissions they wished in relation to my stated costs proposals. No further matters have been raised to persuade me to take a different course to that proposed.

[3] Therefore I now order Ms Moeara to pay costs to CYFS in an amount equal to her legal aid contribution, and I set the amount to be paid by Mr Teei to CYFS at \$1,500.

A Dumbleton
Member of Employment Relations Authority