

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

Determination Number: WA 70/05

File Number: WEA 271/04

*Under the Employment Relations Act 2000*

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY  
WELLINGTON BRANCH**

<b>BETWEEN</b>	Lyneve Spiers (applicant)
<b>AND</b>	Capital & Coast District Health Board (formerly Capital Coast Health Limited) (respondent)
<b>REPRESENTATIVES</b>	Judith McMillan for the applicant Genevieve Poirier for the respondent
<b>MEMBER OF THE AUTHORITY</b>	Denis Asher
<b>INVESTIGATION MEETING</b>	Wellington, 4 May 2005
<b>DATE OF DETERMINATION</b>	4 May 2005

**CONSENT DETERMINATION OF AUTHORITY**

**Employment Relationship Problem**

1. Ms Spiers said she had been unjustifiably dismissed and disadvantaged by the Company – statement of problem received on 2 August 2004.
2. The Company denied the allegations – statement in reply received on 16 August.

3. The parties underwent extensive mediation but the employment relationship problem remained. Agreement was reached on a one-day investigation in Wellington on 4 May 2005.

### **Settlement Reached**

4. During today's investigation the parties arrived at a settlement. A copy of the settlement is held on the Authority's file. The parties asked the Authority to record their settlement by way of a consent determination. They also requested that the detail of their settlement be prohibited from publication. I accepted both requests. The terms of this determination are those set out in the parties' settlement. Details of the settlement are not to be published: clause 10 (2) of Schedule 2 of the Act applied.
5. The parties are to be commended for this outcome.

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