

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

Determination Number: WA 191/05

File Number: WEA 265/05

Under the Employment Relations Act 2000

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY
WELLINGTON OFFICE**

| | |
|--------------------------------|---|
| BETWEEN | Karen Gyde (applicant) |
| AND | Port View Chartered Club Incorporated (respondent) |
| REPRESENTATIVES | Grant Shand for the applicant Barry Henderson for the respondent |
| MEMBER OF THE AUTHORITY | Denis Asher |
| INVESTIGATION | New Plymouth, 14 December 2005 |
| DATE OF DETERMINATION | 14 December 2005 |

CONSENT DETERMINATION OF AUTHORITY

Employment Relationship Problem

1. Ms Gyde brought various claims against the Club including that she was unjustifiably suspended and dismissed. A range of remedies were sought – statement of problem received on 12 July 2005.
2. In its statement in reply received on 27 July the Club denied the applicant's claims.

3. Mediation did not resolve the parties' employment relationship problem. Agreement was reached on a one-day investigation in New Plymouth on 14 December. Witness statements and documents were usefully provided in advance.

Settlement Reached

4. During today's investigation the parties arrived at a settlement that they asked the Authority to record by way of a consent determination. I agreed to that request. The Authority has the original settlement on its file. The settlement is confidential. The parties also asked that the detail of the settlement be prohibited from publication. I agreed to that request also: clause 10 (2) of Schedule 2 of the Act applied.
5. The parties are to be commended on settling this matter on their own terms.

Denis Asher
Member of Employment Relations Authority