

*Under the Employment Relations Act 2000*

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND OFFICE**

**BETWEEN** The Association of Staff in Tertiary Education (ASTE): Te Hau  
Takitini o Aotearoa (Applicant)

**AND** Waiariki Institute of Technology (Respondent)

**REPRESENTATIVES** Mike Dawson, Advocate for Applicant  
Richard Harrison, Counsel for Respondent

**MEMBER OF AUTHORITY** Dzintra King

**DATE OF DETERMINATION** 3 May 2006

DETERMINATION OF THE AUTHORITY

The applicant was successful in its claim and now seeks costs. No memorandum has been received from the respondent.

Mr Dawson submitted that the preparation took three full days of his time as legal officer for ASTE at a cost of \$100 per hour; he was assisted by Ms Chapman whose who took three days to assist with document preparation and preparation of briefs. His costs and Ms Chapman's costs were \$3,008. The applicant also claims disbursements: photocopying charges of \$60.00, phone and fax costs of \$200, parking of \$15, accommodation of \$90 and \$552 in airfares.

This matter was dealt with expeditiously by both parties. The applicant is entitled to a reasonable contribution to its reasonably incurred costs. The costs of \$3,000 are reasonable and a fair contribution to those costs for a day's hearing is \$1,500. The applicant is also entitled to disbursements, which are itemised above. The respondent is to pay the sum of \$1,500 in costs and \$917 in disbursements.

Dzintra King  
Member of Employment Relations Authority