

**IN THE EMPLOYMENT RELATIONS AUTHORITY
WELLINGTON**

Determination Number:
WA 171/07
File Number: 5107036

BETWEEN SHANE KINLEY, THE
REGISTRAR OF UNIONS
(Applicant)

AND TE KUITI BEEF WORKERS
UNION (ROU 1077)
REGAL DRIVERS SOCIETY
INCORPORATED (ROU 1093)
DENTAL THERAPIST UNION
(ROU 1129)
WORK AND INCOME
NORTHLAND STAFF
INCORPORATED (ROU 1147)
(Respondents)

Member of Authority: P R Stapp

Representatives: Shane Kinley The Registrar of Unions
Nicola Hansen for the Dental Therapist Union
Huia Goldsbury for the Te Kuiti Beef Workers Union
Bryce Quarrie for the Work and Income Northland Staff
Incorporated

Determination: 18 December 2007

DETERMINATION OF THE AUTHORITY

Application for Cancellation of Union Registration

[1] The Registrar of Unions, Shane Kinley, has applied for an order under s 17 of the Employment Relations Act 2000 directing the cancellation of union registration: statement of problem lodged with the Authority on 19 November 2007

[2] The Registrar provided a list of the following unions for cancellation:

- Te Kuiti Beef Workers Union (ROU 1077)

- Regal Drivers Society Incorporated (ROU 1093)
- Dental Therapist Union (ROU 1129)
- Work and Income Northland Staff Incorporated (ROU 1147)

[3] I have considered mediation as I must. I decided not to direct the matter to mediation because of the nature of the application and the outcome of the attempts to serve the application with notice on the unions.

[4] The New Zealand Council of Trade Unions has been advised of the application by the Authority.

[5] There has been a reply from Huia Goldsbury for the Te Kuiti Beef Workers Union. The Registrar has requested that the Authority remove the Te Kuiti Beef Workers Union Incorporated from the list in the application lodged in the Authority. The name has been restored on the Incorporated Societies register. I agree to remove it from the list for cancellation. It is removed, and remains registered as a Union.

[6] There has been a reply from Bryce Quarrie for the Work and Income Northland Staff Incorporated. The Registrar has requested that the Authority remove the Work and Income Northland Staff Incorporated from the list in the application lodged in the Authority. The name has been restored on the Incorporated Societies register. I agree to remove it from the list for cancellation. It is removed, and remains registered as a Union.

[7] Nicola Hansen for the Dental Therapist Union has concurred with the application to end the matter and the union immediately. She says that Union ceased to exist in 2005.

[8] There has been no reply from the Regal Drivers Society Incorporated. I am satisfied that Union was served with the application lodged by the Registrar. It is not registered as a society under the Incorporated Societies Act 1908.

[9] I am satisfied that the two unions, namely: the Dental Therapist Union and the Regal Drivers Society Incorporated do not meet the requirements of s 14 (1) (b) of the Act. They are no longer incorporated under the Incorporated Societies Act 1908.

Direction of the Authority on the Application

[10] Therefore, I direct, under s 17 (1) (b) of the Employment Relations Act, that the Registrar of Unions cancel the registration of the following two registered unions, namely:

Regal Drivers Society Incorporated (ROU 1093)

Dental Therapist Union (ROU 1129)

P R Stapp
Member of the Authority