

**IN THE EMPLOYMENT COURT
CHRISTCHURCH**

**[2015] NZEmpC 111
CRC 42/13**

IN THE MATTER OF a challenge to a determination of the
Employment Relations Authority

BETWEEN SEALORD GROUP LIMITED
Plaintiff

AND AARON PICKERING
Defendant

Hearing: (on the papers by joint application filed on 10 July 2015)

Counsel: P Kiely and S Worthy, counsel for the plaintiff
A Sharma, counsel for the defendant

Judgment: 13 July 2015

CONSENT JUDGMENT OF JUDGE A D FORD

[1] By judgment dated 29 November 2013,¹ this Court ordered that the execution of the Employment Relations Authority's (the Authority) determination dated 12 August 2013,² be stayed on condition that the Registrar hold in an interest-bearing account the sum of \$79,973.86 paid by the plaintiff to be dispersed only by a further order of the Court.

[2] In its further judgment dated 27 May 2015,³ the Court set the Authority's determination aside and awarded the defendant \$16,871.53 for lost remuneration and \$15,000 compensation for hurt and humiliation with both sums reduced by 30 per cent for contribution.

¹ *Sealord Group Ltd v Pickering* [2013] NZEmpC 222.

² *Sealord Group Ltd v Pickering* [2013] NZERA Christchurch 161.

³ *Sealord Group Ltd v Pickering* [2015] NZEmpC 76.

[3] The parties have now jointly requested the Court make the following payments from the monies held in Court and orders are hereby made accordingly:

- (a) \$20,898.95 is to be paid to Mr Pickering representing \$10,398.95 in lost remuneration (net of taxation) and \$10,500 in compensation for hurt and humiliation (without deduction of taxation); and
- (b) \$1,411.33 in PAYE taxation on the lost remuneration to Sealord Group Limited for Sealord to pay to the Inland Revenue Department.

[4] The parties have also requested, and it is ordered accordingly, that the remainder of the funds continue to be held in the Court's interest-bearing account until the issue of costs is finally determined.

A D Ford
Judge

Judgment signed at 3.45 pm on 13 July 2015