

**IN THE EMPLOYMENT COURT
CHRISTCHURCH**

**[2016] NZEmpC 35
EMPC 74/2016**

IN THE MATTER OF an application for freezing order

BETWEEN A LABOUR INSPECTOR
 Applicant

AND TASTE OF EGYPT LIMITED
 First Respondent

AND SAEED AWAD
 Second Respondent

AND DIANNE JOY MCFARLANE
 Third Respondent

Hearing: 13 April 2016
 (Heard at Auckland by telephone conference call)

Appearances: C Milnes, counsel for applicant
 A Stallard, counsel for respondents

Judgment: 13 April 2016

JUDGMENT OF CHIEF JUDGE G L COLGAN

[1] Following service of the freezing orders made without notice in this matter on 5 April 2016,¹ the parties have reached agreement which enables the freezing orders to be set aside.

[2] Mr Stallard, for the respondents, will draft a formal order to this effect which, after approval by Ms Milnes, may be sealed by the Registrar.

[3] Upon the respondents paying the sum of \$90,140.85 to the Registrar of the Employment Court at Wellington, to be held on interest bearing deposit and paid out

¹ *A Labour Inspector v Taste of Egypt Ltd* [2016] NZEmpC 31.

only on the orders of a Judge, the freezing orders made and sealed on 5 April 2016 are set aside.

[4] For the sake of clarity, the order discharging the freezing orders means that there is now no longer any need for an appearance as scheduled in the Court at Wellington at 10 am on Thursday 21 April 2016 and that hearing is vacated.

[5] In the matter of the first respondent's challenge to the Authority's determination which is currently before the Court, the parties are agreed that the Registrar should arrange a judicial settlement conference in Wellington in early June 2016 in an effort to resolve the matters the subject of that challenge. The directions to be made for that judicial settlement conference will be the responsibility of the Registrar in conjunction with the Judge who is to chair it.

[6] In these circumstances, there will be no further action taken by the Court on the s 181 report that it has called for from the Authority and which the Court anticipates having before early June 2016.

[7] Leave is reserved for either party to make any further application for orders or directions on short but reasonable notice.

[8] Costs are reserved.

GL Colgan
Chief Judge

Judgment signed at 11.30 am on Wednesday 13 April 2016