

**BEFORE THE REAL ESTATE AGENTS DISCIPLINARY TRIBUNAL**

**[2018] NZREADT 71**

**READT 034/18**

IN THE MATTER OF

An Appeal under Section 111 of the Real Estate Agents Act 2008

BETWEEN

LAURENCE (NEIL) BAKER, KENNETH RALPH, and ENDONG (ANTON) HUANG  
Appellant

AND

THE REAL ESTATE AGENTS AUTHORITY (CAC 413)  
First Respondent

AND

LAN (BRENDA) YU  
Second Respondent (Not participating in the appeal)

Tribunal

Hon P J Andrews (Chairperson)  
Ms N Dangen (Member)  
Mr N O'Connor (Member)

On the papers

Date of Ruling:

5 November 2018

---

**RULING (2) OF THE TRIBUNAL**

---

[1] Mr Baker, Mr Ralph, and Mr Huang have appealed against the decision of Complaints Assessment Committee 413 (“the Committee”), dated 9 February 2018. In which the Committee found that they had engaged in unsatisfactory conduct.

[2] In a Ruling issued on 25 October 2018, the Tribunal declined to give leave to Mr Ralph and Mr Huang to adduce evidence on their appeal.<sup>1</sup>

[3] In the light of that Ruling, Counsel for Mr Ralph and Mr Huang has requested that the Tribunal modifies the Committee’s decision by reversing the Committee’s determination of unsatisfactory conduct, and remitting the matter back to the Committee for further consideration.

[4] Counsel for the Authority consents to that request.

[5] Accordingly, the Tribunal directs that the matter is remitted to the Committee for further consideration.

[6] The Tribunal records that the appeal by Mr Baker is not affected by this direction.

---

Hon P J Andrews  
Chairperson

---

Ms N Dangen  
Member

---

Mr N O’Connor  
Member

---

<sup>1</sup> *Baker v Real Estate Agents Authority (CAC 413)* [2018] 64.