

IN THE SUPREME COURT OF NEW ZEALAND

SC 131/2016  
[2017] NZSC 30

BETWEEN                      AFFCO NEW ZEALAND LIMITED  
   Applicant

AND                              NEW ZEALAND MEAT WORKERS  
   AND RELATED TRADES UNION  
   INCORPORATED  
   First Respondent

AND                              ROBERTA KEREWAI RATU AND  
   OTHERS  
   Second Respondents

Court:                          William Young, Arnold and O'Regan JJ

Counsel:                      P R Jagose for Applicant  
   P Cranney for Respondents

Judgment:                      9 March 2017

---

**JUDGMENT OF THE COURT**

---

- A**     **Leave to appeal is granted (*AFFCO New Zealand Ltd v New Zealand Meat Workers and Related Trades Union Inc and Ors* [2016] NZCA 482).**
- B**     **The approved question is whether the Court of Appeal was correct to find that a breach of s 82 of the Employment Relations Act 2000 had occurred when the applicant required seasonal workers to enter into new individual employment agreements before commencing work for the 2015/2016 season.**
- 

**REASONS**

[1]     The approved question allows for argument on the issues raised by the applicant in its leave submissions as well as the points identified by the respondents

in their leave submissions as points they will advance in support of the Court of Appeal judgment on other grounds.

Solicitors:  
M A C Williams, Hamilton for the Applicant  
Oakley Moran, Wellington for Respondents