

**BEFORE THE NEW ZEALAND TEACHERS DISCIPLINARY TRIBUNAL**

**NZTDT 2016-59C**

**IN THE MATTER** of the Education Act 1989

**AND**

**IN THE MATTER** of a charge referred by the Complaints Assessment  
Committee to the New Zealand Teachers  
Disciplinary Tribunal

**BETWEEN** **COMPLAINTS ASSESSMENT COMMITTEE**

**AND** **DUNCAN JOHN GITTINS**

**Respondent**

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**TRIBUNAL DECISION ON COSTS**

**20 JUNE 2017**

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**HEARING:** Held at Wellington 25 January 2017

**TRIBUNAL:** Theo Baker (Chair)  
Maraea Hunia and Tangi Utikere (members)

**REPRESENTATION:** Ms Robertson for the CAC  
Ms King for the respondent

1. In the Tribunal's decision of 2016/59 Ms Robertson advised the Tribunal that the CAC does not seek costs as the respondent had co-operated throughout the process. However the Tribunal considered its own costs as per 404(1)(i) and directed that the respondent pay 40% of the those costs. The Tribunal delegates to the Chairperson the power to make orders as to costs.
2. As directed, the secretary provided the parties with those costs which totalled \$2,676. Neither party filed any submissions.
3. Therefore the order made in NZTDT 2016/59 is confirmed, and under s 404(1)(i) of the Education Act 1989 the respondent is ordered to pay \$1,070.40, being 40% of the total costs of \$2,676 0% of the Tribunal costs



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Theo Baker

Chair