

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

AA 263/09
5155923

BETWEEN JAMES DENYER (LABOUR
 INSPECTOR)
 Applicant

AND GENERAL RECYCLE
 LIMITED
 Respondent

Member of Authority: Alastair Dumbleton

Representatives: James Denyer in person
 Ling Feng, advocate for Respondent

Investigation Meeting: 4 August 2009

Determination: 5 August 2009

DETERMINATION OF THE AUTHORITY

Employment relationship problem

[1] Mr Denyer's claim to recover holiday owing by General Recycle Limited under the Holidays Act 2003, was resolved at the investigation meeting when agreement was reached with the company for payment to be made to Mr Guo Lin Bai and his wife Ms Ai Ling Yang. They are former employees on whose behalf Mr Denyer brought the claim.

[2] Accordingly by consent of the parties the Authority orders General Recycle Limited to pay a total of \$4,000 net in satisfaction of the holiday pay claims. The payments will be made in 40 instalments of \$100 each. The first payment is to be made no later than 14 August 2009 and the remainder each week thereafter.

[3] Mr Guo Lin Bai is to provide Ms Ling Feng with a deposit form for money to be paid directly to his bank.

[4] The enforceability of this order by compliance was explained to the parties by the Authority.

A Dumbleton
Member of the Employment Relations Authority