

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND**

AA 311/07  
5087907

BETWEEN                      JOHN PETER HARRISON  
Applicant

AND                              BLACK MAGIC COMPOSITE  
COMPANY NZ LTD  
Respondent

Member of Authority:        Dzintra King

Representatives:            Applicant In Person  
Richard Harrison, Counsel for Respondent

Investigation Meeting:      5 October 2007

Determination:               5 October 2007

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**DETERMINATION OF THE AUTHORITY**

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**Employment Relationship Problem**

[1]     The applicant seeks compliance with a Consent Order AA 76/07 made on 15 March 2007 requiring the respondent to pay the applicant the sum of \$5,228.84 wages and holiday pay and \$70 being the filing fee.

[2]     Those amounts have not been paid.

[3]     The respondent is to pay the amounts set out in para [1] to the applicant forthwith.

[4]     The applicant is also to be paid the \$70 filing fee for this application.

[5]     The applicant has sought the payment of interest on the sums owed. The Authority's jurisdiction pursuant to s 138 (4) (a) Employment Relations Act 2000 does not extend to ordering the payment of interest on the payment of moneys which

the compliance order concerns: *Wolfenden v The NZ Film & Television School Ltd*  
[1999] 2 ERNZ 21 at 31.

Dzintra King

Member of the Employment Relations Authority