

Court and that such challenge had to be filed within 28 days of the date of the Determination.

[5] At the date of hearing, no challenge to the Determination had been filed in the Employment Court.

[6] I am satisfied that Zuki's Limited has not complied with the Determination and that the non-compliance continues today.

[7] Zuki's Limited continued defiance of the Authority's orders places it at peril of serious consequences. The Authority's orders may be the subject of a further application for compliance in the Employment Court. The Employment Court is empowered to impose penalties for continuing non-compliance which include imprisonment, fines and the sequestration of property.

Order

Zuki's Limited is ordered to comply with the Authority's Determination numbered AA 117/09 dated 14 April 2009, including interest on the outstanding amount for the entire period it has remained unpaid, and to do so by 31 August 2009.

Costs

[8] The Labour Inspector shall have the lodgement fee on this application.

Zuki's Limited is ordered to pay to the Labour Inspector \$70.00 being the lodgement fee on this application.

Vicki Campbell
Member of Employment Relations Authority