

versions, which confirm the applicants' evidence that all workers recorded their daily hours in this manner.

Over the period relevant to the claims brought by the applicants they were being paid \$13.25 per hour gross (\$10.20 per hour net). The applicants were paid by cash or cheque. There were no payslips. On the occasions that Mr Thompson went to the United States to see to the installation of kitchens the workers would sometimes be left without work or pay.

In early November the workers turned up for work. No one was at the workplace and there was no work.

The applicants have now brought claims for arrears of wages they alleged are owed to them. They have submitted schedules detailing the days and hours they have worked and evidence as to the hours of work that have not been paid.

Determination

I am satisfied the applicants have given an honest account of their employment and the arrears of wages owing to them.

I note too, that while the respondent company remains registered, it seems (on information provided) that it is not trading and that it has no assets. Nevertheless it is appropriate that a determination be issued. If assets should ultimately be identified wages have some priority in the repayment of debt owing.

On the evidence before me I calculate the workers in question are owed the following sums as arrears of wages and I direct the respondent to pay the listed sums to the applicants immediately.

Cui Long Xing \$2,022.00 net

Wu Huan Xing \$1,039.00 net

Zhang Zhengx Xi \$11,128 net

Janet Scott
Member of Employment Relations Authority