

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND**

[2012] NZERA Auckland 381  
5302895

BETWEEN                      BRENDAN CLARKSON  
Applicant

AND                              CRAFTSTONE NEW  
ZEALAND LIMITED  
Respondent

Member of Authority:        R A Monaghan

Representatives:            R Rolston, advocate for applicant  
F Peters, counsel for respondent

Investigation meeting:      28 September 2012

Determination:                25 October 2012

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**DETERMINATION OF THE AUTHORITY**

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**Employment relationship problem**

[1]     Brendan Clarkson says his former employer, Craftstone New Zealand Limited (Craftstone) owes him unpaid wages and holiday pay.

[2]     Craftstone says Mr Clarkson owes it various sums by way of reimbursement in respect of his personal use of a company credit card, petrol card and cell phone, as well as other sums on which the parties were able to agree at mediation.

**Determination**

[3]     Following further discussions during and after the investigation meeting the parties agreed:

- Mr Clarkson owes Craftstone \$3,355.99 (nett);
- Craftstone owes Mr Clarkson \$6,615.62 (gross),

- less tax,
- less a cash advance,
- less the \$3,355.99 Mr Clarkson owes it,
- plus a repayment of \$2,139.02 Mr Clarkson has made;
- The balance is \$3,981.30 (nett) which Craftstone owes Mr Clarkson

[4] Craftstone is therefore ordered to pay Mr Clarkson the sum of \$3,981.30 (nett).

### **Costs**

[5] Costs are reserved.

[6] The parties are invited to reach agreement on the matter. If they are unable to do so any party seeking costs shall have 28 days from the date of this determination in which to file and serve memoranda on the matter. The other party shall have a further 14 days in which to file and serve a reply.

R A Monaghan

Member of the Employment Relations Authority