

to pay half the amount owed to Mr Fry in the next two weeks and the remainder in around four weeks.

[5] Mr Fry is concerned about the cost of his bank overdraft which increased due to unpaid wages for a number of weeks before the end of his employment.

[6] Under s131(1A) of the Employment Relations Act 2000 (the Act) the Authority may order payment of outstanding wages by instalments if the financial position of the employer requires it.

[7] I am satisfied that this is a matter requiring an order for payment by instalment, with an order for payment of interest if the amount due is not paid in full by the required date.

[8] I note that if the company does not comply with the orders made below, Mr Fry may file this determination in the District Court for enforcement under s144 of the Act.

Orders

[9] Wise Wires Electrical Limited is to pay to Luke Fry the following amounts:

- (i) \$2000 by no later than 7 September 2009; and
- (ii) \$2105.02 by no later than 21 September 2009; and
- (iii) in the event that the amount of \$4105.02 is not paid in full by 21 September 2009, interest on the outstanding amount at the rate of 4.7% until that amount is paid in full (under clause 11 of Schedule 2 of the Act).

Robin Arthur
Member of the Employment Relations Authority