

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
CHRISTCHURCH**

BETWEEN            GENE KLOOTWYK  
                                 Applicant  
  
AND                    DAVID REID HOMES  
                                 (NELSON) LIMITED  
                                 Respondent

Member of Authority:            Philip Cheyne  
  
Representatives:                 Applicant in person  
   Craig Bussell, Advocate for Respondent  
  
Date of Teleconference:         20 November 2007  
  
Determination:                    20 November 2007

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**CONSENT DETERMINATION OF THE AUTHORITY**

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- [1]    This is a claim for unpaid wages and holiday pay arising from insolvency on the part of the respondent employer.
- [2]    During the phone conference to make arrangements for an investigation meeting there emerged an agreement about the sum owing and a request for a consent determination for that sum to bring these proceedings to an end.
- [3]    It is agreed that only holiday pay is now owed to the applicant, the wage arrears having been paid by another entity. It is further agreed that the sum of holiday pay owed to the applicant is \$2617.92. By consent, judgment is given in favour of the applicant for that sum.
- [4]    I should note that the respondent's director endeavoured to arrange with another entity to assume responsibility for the applicant's employment and the arrears. Mr Bussell's attempts to protect the interests of the applicant and others is to his credit.

Philip Cheyne  
Member of Employment Relations Authority