

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND**

[2011] NZERA Auckland 430  
5349312

BETWEEN

EGMONT STEGEN  
Applicant

AND

AUTOWORX (CAMBRIDGE)  
LIMITED  
Respondent

Member of Authority: K J Anderson

Representatives: Egmont Stegen, In Person  
No representation for Respondent

Investigation: On the papers

Determination: 4 October 2011

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**DETERMINATION OF THE AUTHORITY**

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**Wage arrears and holiday pay claim**

[1] The applicant, Mr Stegen, terminated his employment with Autoworx (Cambridge) Limited (Autoworx) on 27<sup>th</sup> May 2011. It is clear that Autoworx was having trading difficulties prior to this date and the Authority has now been told that the company is no longer trading.

[2] Mr Stegen claims that he is owed the total sum of \$12,220.47; comprising of wages owing for the year 2010 of the net sum of \$2,276.42 and further wage arrears of the net sum of \$2,353.25 for the year 2011. Mr Stegen also claims that he is owed holiday pay for 50 days in the net sum \$7,590. 80.

[3] It appears that Mr Stegen has had some difficulty in obtaining full payment of the wages due to him since early 2010, as evidenced by a letter dated 13<sup>th</sup> May 2010, from Mr Matt Young, on behalf of the company.

[4] It also appears that Mr Stegen has been extremely accommodating and forbearing in regard to the monies owing to him up to his departure from the employment of the company.

### **Determination**

[5] While there has been no response for Autoworx, I am satisfied by the evidence provided by Mr Stegen that he is owed the sums claimed as arrears of wages and holiday pay.

[6] Autoworx (Cambridge) Limited is ordered to pay to Mr Egmont Stegen the net sum of \$12,220.47 within 28 days of the date of this determination.

**Costs:** Autoworx (Cambridge) Limited is ordered to pay to Mr Egmont Stegen the sum of \$71.56 being the application fee paid to the Employment Relations Authority.

**K J Anderson**  
**Member of the Employment Relations Authority**