

**IN THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND**

AA 190/09  
5155739

BETWEEN	LUKE WEBSTER Applicant
AND	NEW GENERATION CHINA LIMITED Respondent

Member of Authority: Dzintra King

Representatives: Applicant In Person  
No appearance by Respondent

Investigation Meeting: 5 June 2009

Determination: 17 June 2009

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**DETERMINATION OF THE AUTHORITY**

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**EMPLOYMENT RELATIONSHIP PROBLEM**

- [1] The applicant, Mr Luke Webster, has applied for a compliance order.
- [2] The respondent did not appear at the hearing. I am satisfied the respondent was served with notice of the hearing.
- [3] On 26 February 2009 the parties entered into a Record of Settlement pursuant to s 149 Employment Relations Act 2000.
- [4] The respondent was to pay the applicant the sum of \$2,500 within 10 days of 26 February 2009. The applicant has only received the sum of \$250. The sum of \$2,250 is still outstanding.

[5] Agreed terms of a s 149 Settlement may be enforced by way of compliance order under s 137 Employment Relations Act 2000.

[6] The respondent is to pay to the applicant the balance of the agreed sum still outstanding, being \$2,250. Payment is to be made within 7 days of the date of this determination.

[7] The applicant is also entitled to be paid the \$70 filing fee.

Dzintra King

Member of the Employment Relations Authority