

*Under the Employment Relations Act 2000*

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY  
WELLINGTON OFFICE**

**BETWEEN** Scott Johnson (Applicant)  
**AND** The Republic Limited trading as The Slow Food Café Restaurant  
and Bar (Respondent)  
**REPRESENTATIVES** Michael Bate for the Applicant  
David Bennett for and on behalf of the Respondent  
**MEMBER OF AUTHORITY** P R Stapp  
**BY TELEPHONE CONFERENCE** 26 May 2005  
**DATE OF DETERMINATION** 26 May 2005

**DETERMINATION OF THE AUTHORITY**

**Employment relationship problem<sup>1</sup>**

[1] The applicant has applied for an order that the respondent pay \$3,538.07 wages owing. The respondent accepts the sum is due to the applicant but that the company cannot pay as it is no longer trading. There is a dispute about the payment of a bonus of \$1,000 that the applicant has also claimed.

[2] It was agreed that an order be made on the wages owing. The applicant's representative has requested details about the insolvency of the company. This has been left for the parties to consult over for any enforcement on the wages that are due.

[3] Also I have granted leave for the applicant to proceed on the claim for the bonus, if he wishes to, after the details available on the company's insolvency have been considered.

[4] There is no issue on the claim for other monetary compensation.

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<sup>1</sup> I have considered mediation services on the employment relationship problem. It seemed more practicable to hold a telephone conference to narrow the issues. The parties should deal with the outstanding matters through mediation services provided by the Department of Labour before returning to the Authority.

[5] I order that The Republic Limited trading as The Slow Food Café Restaurant and Bar pay to Scott Johnson the sum of \$3,538.07 wages.

[6] Costs are reserved.

P R Stapp  
Member of the Authority