

*Under the Employment Relations Act 2000*

**BEFORE THE EMPLOYMENT RELATIONS AUTHORITY  
AUCKLAND OFFICE**

**BETWEEN** Grant Woodhouse (Applicant)  
**AND** Bond St 2004 Ltd t/a Bond Street Lodge (Respondent)  
**MEMBER OF AUTHORITY** Robin Arthur  
**DATE OF DETERMINATION** 11 January 2006

SUPPLEMENTARY DETERMINATION OF THE AUTHORITY

[1] The applicant has advised an officer of the Authority that he is having difficulty enforcing determinations in his favour against the respondent because of an error in the entitling on a certificate of determination.

[2] On the applicant's statement of problem filed in the Authority on 16 November 2004 the respondent was identified as "Bond St 2000 Ltd t/a Bond St Lodge". This entitling was entered into the Authority's record system and was used throughout the Authority's investigation, including on the notice of investigation meeting, on correspondence from the respondent's counsel, on most of the witness statements and submissions provided by both parties, on the Authority's determination AA 319/05 (27 September 2005) and determination AA319A/05 (13 December 2005) and on a certificate of determination issued on 24 November 2005.

[3] However the correct name for the company includes the year 2004 not 2000. The company name registered with the Companies Office is Bond St 2004 Ltd. Its company number is 1499517. There is no company named Bond St 2000 Ltd registered with the Companies Office.

[4] At no stage during the investigation did representatives of the respondent take any issue with or seek any correction of the entitling or suggest that the respondent was not the employer of the applicant. The combined written brief of evidence of the company's sole shareholder and director Julie Duffy and its manager Mark Giordani named the respondent company as "Bond Street 2004 Limited" and stated that the applicant was employed to manage apartments in Kingsland owned by the company. The applicant's employment agreement refers to the employer as "Oyster Investments Ltd and Bond St 2004 Ltd t/a Bond St Lodge". Ms Duffy and Mr Giordani both gave sworn oral evidence during the investigation meeting about the respondent's employment and dismissal of the applicant.

[5] Under s221 of the Employment Relations Act 2000 the Authority may order amendment of any error in the proceedings. Accordingly I direct that the typographical error on the Authority's record, the determinations and certificate of determination be corrected to identify the respondent as Bond St 2004 Ltd t/a Bond St Lodge. An amended certificate of determination is to be issued. I confirm that the determinations remain valid against the respondent company and its trading entity.

Robin Arthur  
Member of Employment Relations Authority