

[4] Ms Sullivan denies any knowledge of the investigation meeting today. She further says she wrote to the Labour Inspector in January this year in essence asking for more time to comply. She acknowledges that she did not follow up that correspondence with the Inspector. The Inspector gives evidence of no such communication. But notwithstanding these matters, Ms Sullivan does not deny that there has not been compliance but she says the business has transferred premises and offers that as an explanation for the non-compliance.

Non-compliance

[5] Inspector Taljaard says that despite his efforts, payment has not been forthcoming from Jatcom Printing Limited t/a The Pukekohe Printing Works. The Inspector has made enquiries today and he confirms the situation of non-compliance continues.

[6] I am satisfied that Jatcom Printing Limited t/a The Pukekohe Printing Works has not complied with my determination of 30 October 2007. I am satisfied that there is no satisfactory excuse or justification for Jatcom Printing Limited t/a The Pukekohe Printing Works continuing failure to comply.

[7] Jatcom Printing Limited t/a The Pukekohe Printing Works' continuing defiance of the Authority's orders places it at peril of serious consequences. The Authority's orders may be the subject of a further application by the Inspector for compliance in the Employment Court. The Court is empowered to impose penalties for continuing non-compliance which include imprisonment, a fine not exceeding \$40,000.00 or the sequestration of property.

Orders

[8] **I now order Jatcom Printing Limited t/a The Pukekohe Printing Works to comply with my determination of 30 October 2007 and to do so by 31 March 2008.**

[9] The Inspector is entitled to be reimbursed the lodgement fee on this application. **Jatcom Printing Limited t/a The Pukekohe Printing Works is ordered to pay \$70.00 to Inspector Taljaard.**

[10] The Inspector is to immediately serve a copy of this Determination on **Jatcom Printing Limited t/a The Pukekohe Printing Works** by leaving a copy of the same at **Jatcom Printing Limited t/a The Pukekohe Printing Works** registered office.

Leon Robinson
Member of Employment Relations Authority