

**IN THE EMPLOYMENT RELATIONS AUTHORITY
AUCKLAND**

[2016] NZERA Auckland 143
5613660

BETWEEN LABOUR INSPECTOR,
SUMMER LIU
Applicant

A N D KEN YAKITORI HOWICK
(2004) LIMITED
Respondent

Member of Authority: Rachel Larmer

Representatives: Annabelle Skadiang, Counsel for Applicant
Won Hong Jo, Director of Respondent

Date of Determination: 12 May 2016

**CONSENT DETERMINATION OF
THE EMPLOYMENT RELATIONS AUTHORITY**

Employment relationship problem

[1] Further to the Authority's substantive determination dated 13 April 2016¹ the parties have advised that;

- a. They have agreed on a satisfactory instalment plan for Ken Yakatori Howick (2004) Ltd (Ken Yakatori) to pay the penalties imposed on it for its various breaches of minimum code employment legislation; and
- b. They want the Authority to issue a consent determination recording the instalment plan they have agreed on;
- c. Costs are to lie where they fall for this application.

¹ [2016] NZERA Auckland 113.

[2] Accordingly, by consent the Authority orders that Ken Yakatori is to pay the penalties awarded in the substantive determination dated 13 April 2016² by;

- a. A first payment of \$1,000 on 12 May 2016 to be paid by cheque to be delivered in person to the Authority and which is to be paid into the Crown bank account;
- b. Thereafter 7 equal monthly instalments of \$500;
- c. Each monthly instalment is to be paid on or before the 15th of each month starting with 15 June 2016;
- d. The monthly instalments are to be paid by direct credit into the Crown bank account 03-0049-0005128-26 or by cheque directly to the Employment Relations Authority.

[3] The Authority further orders Ken Yakatori to reimburse the Labour Inspector \$71.56 for the filing fee within 28 days of the date of this determination.

Rachel Larmer
Member of the Employment Relations Authority

² Supra.