

**IN THE EMPLOYMENT RELATIONS AUTHORITY
WELLINGTON**

**I TE RATONGA AHUMANA TAIMAHI
TE WHANGANUI-Ā-TARA ROHE**

[2021] NZERA 424
3124994

BETWEEN A LABOUR INSPECTOR
 Applicant

AND S P M CONTRACTING
 LIMITED AND SIONE MOLI
 Respondents

Member of Authority: Geoff O’Sullivan

Representatives: Greg La Hood, counsel for the Applicant
 Sione Moli, for the Respondents

Information Received: 21 September 2021

Date of Determination: 1 October 2021

CONSENT DETERMINATION OF THE AUTHORITY

Introduction

[1] The parties have filed a joint memorandum dated 21 September 2021 in which they advise the Authority they have reached agreement on a number of matters and have requested a consent order from the Authority.

[2] In her statement of 21 July 2021, the Labour Inspector identified arrears of wages owed to employees in respect of a failure to pay the minimum wage in breach of section 6 of the Minimum Wage Act 1983. Those employees were:

- (a) Mele Lopeti
- (b) Feng Huay Yi

[3] The Labour Inspector is now satisfied that the respondents have paid the arrears identified and on that basis the parties seek a discontinuance of these proceedings. They have advised that there are no issues between the parties as to costs.

[4] Orders confirming the agreement above are made accordingly.

Geoff O'Sullivan
Member of the Employment Relations Authority