

EMPLOYMENT STANDARDS TRIBUNAL
In the matter of an appeal pursuant to Section 112 of the
Employment Standards Act R.S.B.C. 1996, C. 113

- by -

Marc Dupont & Neville Cook OA LaChance & Associates Consulting &
Marketing & Marc Dupont & Neville Cook OA Jericho Construction,
Associated Corporations
("Dupont")

- of a Determination issued by -

The Director Of Employment Standards
(the "Director")

ADJUDICATOR: Mark Thompson

FILE NO.: 97/722

DATE OF HEARING: December 16, 1997

DATE OF DECISION: January 6, 1998

DECISION

OVERVIEW

This is an appeal by Mr. Marc Dupont (“Dupont”) under Section 112 of the *Employment Standards Act* (the “Act”), against a Determination issued by a delegate of the Director of Employment Standards on September 10, 1997.

Dupont alleged that the Director’s delegate made several errors in the Determination.

The Tribunal scheduled a hearing for this appeal to take place on December 16, 1997, at 9:00 a.m., at its offices in Library Square, 8th Floor 360 West Georgia Street, Vancouver, B. C. Dupont was duly notified of the time and place of the hearing, but did not attend and offered no explanation for his failure to attend.

The onus in this appeal was on the appellant, Dupont. The Hearing Notice advised the parties that the Tribunal would decide the appeal despite a party’s failure to attend the hearing. In the absence of Dupont’s oral evidence, I am unable to find any grounds to vary or cancel the Determination.

ORDER

Pursuant to Section 115 of the *Act*, I order that the Determination be confirmed.

Mark Thompson
Adjudicator
Employment Standards Tribunal