

EMPLOYMENT STANDARDS TRIBUNAL
In the matter of an appeal pursuant to Section 112 of the
Employment Standards Act S.B.C. 1995, C.38

- by -

Williams Lake Cedar Products Ltd.
("WLCP")

- of a Determination issued by -

The Director Of Employment Standards
(the "Director")

Adjudicator: Hans Suhr

File No.: 96/587

Date of Hearing: January 17, 1997

Date of Decision: January 22, 1997

DECISION

OVERVIEW

This is an appeal by Williams Lake Cedar Products Ltd. (“WLCP”) pursuant to Section 112 of the *Employment Standards Act* (the “*Act*”) against Determination No. CDET 004049 issued by the Director of the Employment Standards Branch (the “Director”) dated September 19, 1996. The Determination found that WLCP had contravened Section 63 (2) of the *Act* and that the amount of \$1,268.01 was owing by WLCP to the complainant Bruce R. Legacy.

WLCP has appealed the Determination alleging that the Director erred in making the Determination.

DECISION

The Employment Standards Tribunal established a hearing into this matter to take place on January 17, 1997 at Quesnel, B.C. The complainant was at the Employment Standards Branch Victoria offices on a speakerphone. The Industrial Relations Officer, Cal Mitten, was also in attendance. No representative from WLCP attended the hearing.

The burden of proof in this proceeding is on WLCP. In the absence of any further representations from that party, I reviewed the submissions received to date. I am unable to conclude that there is any basis for disturbing the Determination.

ORDER

Pursuant to Section 115 of the *Act*, I order that Determination No. CDET 004049 be confirmed

Hans Suhr
Adjudicator
Employment Standards Tribunal

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