

**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 -

Toby Forrest  
(the “Appellant”)

- of a Determination issued by -

The Director Of Employment Standards  
(the “Director”)

<b>ADJUDICATOR:</b>	Geoffrey Crampton
<b>FILE NO.:</b>	97/064
<b>DATE OF HEARING:</b>	April 7, 1997
<b>DATE OF DECISION:</b>	April 17, 1997

**DECISION**

**APPEARANCES**

Shirley Williams        on behalf of Jackpot Bingo

**OVERVIEW**

This is an appeal by Toby Forrest under Section 112 of the *Employment Standards Act* (“the *Act*”) against a Determination which was issued by a delegate of the Director of Employment Standards on January 8, 1997. The Determination found that Jackpot Bingo had not contravened the *Act*.

The Appellant appealed the Determination, alleging that the delegate of the Director erred in several respects in making her Determination.

**ANALYSIS**

The Tribunal scheduled a hearing for this appeal to take place on April 7, 1997 at 9:00 a.m. at its offices in Vancouver. Mr. Forrest was duly notified of the time and place of the hearing. Ms. Williams attended. No representative of the Appellant appeared. The other participants and I waited until 9:30 a.m. I enquired of the Tribunal if any message had been left. There was no communication from Mr. Forrest.

The onus in this proceeding was on the Appellant. In the absence of any evidence or further representations from that party, the Determination must stand.

**ORDER**

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

.....  
**Geoffrey Crampton**  
**Chair**  
**Employment Standards Tribunal**