

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 -

Dura Roof Tile Ltd.
("Dura")

- of a Determination issued by -

The Director Of Employment Standards
(the "Director")

ADJUDICATOR: Lorne D. Collingwood

FILE NO.: 96/275

DATE OF HEARING: July 9, 1996

DATE OF DECISION: July 11, 1996

DECISION

OVERVIEW

This appeal is by Dura Roof Tile Ltd. ("Dura") pursuant to Section 112 of the *Employment Standards Act* ("the *Act*") against Determination # CDET 001560 issued by the Director of Employment Standards (the "Director") on March 14, 1996. The Determination was issued as a result of a complaint by Keith Edwards ("Edwards"), a former employee of Dura. Dura claims that the Determination was issued in error.

APPEARANCES

Orest Maksymiw	For Dura
Keith Edwards	On His Own Behalf
Steve Mattoo	For the Director

FACTS

During the course of hearing from the parties I sensed an appetite for a negotiated settlement of their differences. I asked the parties if they wished to discuss settlement of their differences, possibly with the assistance of the Director's representative, Steve Mattoo, and they indicated that they were indeed interested in such discussions.

The hearing was at that point adjourned so that the parties could discuss their differences, Mr. Mattoo assisting in that regard. After some time, I was asked to return and Mr. Mattoo reported to me that Mr. Edwards had withdrawn his complaint as part of settling matters. Both parties and the requirements of the *Act* appearing clearly satisfied, everyone was congratulated on their managing to settle issues and matters were brought to a close.

ORDER

The complaint leading to Determination # CDET 001560 has been withdrawn as part of settling matters. The appeal is considered withdrawn. All that is left is a matter of housekeeping, the need to cancel the Determination. With that in mind I order, as Section 115 of the *Act* provides, that Determination # CDET 001560 be cancelled .

Lorne D. Collingwood
Adjudicator
Employment Standards Tribunal
LDC;jel