

Application for a determination to resolve other matters

Sections 229(a), (b), (c), (g) and (h) and 230, Fair Pay Agreements Act 2022 and reg 26U of the Employment Relations Authority Regulations 2000.

FPA reference number:

Between:

Full name of applicant:

Postal address:

Phone number:

Email address:

And

Full name of respondent:

Postal address:

Phone number:

Email address:

To the Employment Relations Authority

And

To the respondent(s)



Statement of the matter

1. The matter that I wish the Authority to make a determination on is [state details fully, fairly and clearly]:

2. The facts that have given rise to the matter are [state details fully, fairly, and clearly]:

3. I would like the matter to be resolved in the following way [state details fully, fairly and clearly]:

4. (If applicable) For a determination under section 230 of the Fair Pay Agreements Act 2022, I consider the proposed agreement should include [describe what topic you consider the proposed agreement should include, and why]:

5. I attach a copy of the following documents that I think are relevant to the matter
[List all the documents that you wish to reply on or refer to in making this application]:

6. I have also included the following documents (as applicable) required by the Employment Relations Authority Regulations 2000:

- If the application relates to a proposed agreement, a copy of the notice issued by the chief executive under section 37 or 207 of the Fair Pay Agreements Act 2022, in relation to the proposed agreement
- If the application relates to a fair pay agreement, a copy of the notice issued by the chief executive under section 168 of the Fair Pay Agreements Act 2022 in relation to the fair pay agreement
- If the application relates to a proposed variation, a copy of the notice issued by the chief executive under section 168 of the Fair Pay Agreements Act 2022 in relation to the fair pay agreement to which the proposed variation relates
- If the application relates to a proposed agreement and the chief executive has approved an application to change the coverage of the proposed agreement, a copy of the notice issued by the chief executive under section 111 of the Fair Pay Agreements Act 2022

Mediation

7. Have the parties tried to resolve this matter by using mediation services provided by the Ministry of Business, Innovation, and Employment?

- Yes No

If the answer to this question is "Yes", please provide the date(s) of the mediation:

8. Have the parties tried to resolve this matter by using mediation services provided by someone other than the Ministry of Business, Innovation, and Employment?

- Yes No

9. If you, the applicant, have answered "No" to both the question in paragraph 7 and the question in paragraph 8, please indicate why you have not used mediation services to try to resolve the problem or matter [state details fully but concisely]:

10. Have you, the applicant, taken any other steps of any kind to resolve the matter?

- Yes No

11. If the answer to this question is “Yes”, please describe the other steps taken [state the details fully but concisely]:

PROPOSED AGREEMENT (IF APPLICABLE)

12. If the application relates to a proposed agreement, state whether the proposed agreement’s coverage has changed since the chief executive approved initiating bargaining.

PRESCRIBED FEE

13. This application is accompanied by the prescribed fee.

Address for Service

14. This application is lodged by

Enter full name of respondent/name of representative:

On behalf of:

Enter full name of respondent:

15. The applicant's address for service is

Enter full physical address to which any document may be sent:

Telephone number is:

and email address for service:

Date:

D | D | M | M | Y | Y

Signature:
(Applicant)

NOTICE TO RESPONDENT

1. If you intend to respond to this application, you must, within 14 days after the date of the service of this application on you, lodge a statement in reply to an application for a determination to resolve specified matters with an officer of the Employment Relations Authority.
2. The term days does not include any day in the period beginning with 25 December in any year and ending with 5 January in the following year.
3. You will be notified of the place, date, and time at which the Authority will conduct any investigation meeting in respect of this application.

Date:

D		D		M		M		Y		Y
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Signature:
(Officer of the Employment
Relations Authority)

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