

3862 18-19:

Babylon Communications Limited

The New Zealand Employment Relations Authority (NZERA) have ruled that Babylon Communications Limited T/A Clearvision Communications Limited (a Chorus sub-contractor) was in breach of s6 of the Minimum Wage Act 1983 in regards to five employees and s130 of the Employment Relations Act 2000 (Failure to keep proper (full and accurate) wage and time records) in respect of nine employees. The company was fined a total \$72,600.00. Payment has since been made to the five employees for the outstanding arrears of minimum wages (\$32,200).

In a Herald article of 31 May 2019, Chorus has stated that it has suspended Clearvision Communications from doing work on its Ultra-Fast Broadband network following the ERA determination. They and their contractors stand ready to assist any Clearvision technicians working on Chorus UFB network impacted by this decision, including with any visa transfer process. Chorus has made direct contact with an INZ Business Relationship Adviser in Christchurch and INZ has also had representations from Adecco as it also contracts Clearvision employees.

INZ data shows that there are 59 current work visas where Babylon/Clearvision Communications Limited is the employer; with 52 visas expiring during the 24 month stand down period. There is one Residence Visa application in process.

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Employer	Industry	Stand-down period (months)	Date that stand-down expires	Migrants on work visas at the time employer went on stand-down list	Migrants on work visas that expire during stand-down period	On-hand applications at the time employer went on stand-down list
Dial A Tech Limited *	Information Media and Technologies	6	28/05/2019	4	0	1
Pressure Tech Limited *	Information Media and Technologies	6	03/06/2019	0	0	0

*Chorus Sub Contractors