



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4105304/2016 & Others

Employment Judge: Lucy Wiseman

**Mr C McMullan & Others
(see attached list)**

Claimant

**Bathgate Realisations (Civil Engineering) Ltd
(In Administration)**

Respondent

JUDGMENT

Rule 21 of the Employment Tribunal Rules of Procedure 2013

The Joint Administrator confirmed, by letter of 16 February 2017, that he did not intend defending the claim.

An Employment Judge decided to issue this Judgment on the available material under Rule 21:-

1. The claim is well founded and a protective award is made.
2. The respondent shall pay to all employees made redundant on 19 July 2016, remuneration for the protected period which began on 19 July 2016 for a period of 90 days.

REASONS

1. The claimants were employed by the respondent.
2. The respondent was placed into administration. The claimants were notified of the administration on the day it occurred and were made redundant on that day, being 19 July 2016.

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3. The respondent had a duty to consult with the claimants or their elected representatives under Section 188 – 188A of the Trade Union & Labour Relations (Consolidation) Act 1992. The respondent failed to do so.

Employment Judge: Lucy Wiseman

Date of Judgment: 10 May 2017

Entered in register and copied to parties: 10 May 2017

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4105306/2016	Mr Ion Aguinita -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105307/2016	Mr Marian Alexandru -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105308/2016	Mr A Altaf -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105309/2016	Mr M Armenescu -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105311/2016	Mr Darren Arrowsmith -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105312/2016	Mr Yohannes Assefaw -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105315/2016	Mr Mihally Balla -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105316/2016	Mr Daryl Bartholomew -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105319/2016	Mr Ion Bilasco -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105321/2016	Mr I Bondor -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105322/2016	Mr Sean Bonnar -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105324/2016	Mr Darren Boyle -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105326/2016	Mr Sergei Bucatel -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105327/2016	Mr Nicolae Buciuscan -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105333/2016	Mr Jacek Checinski -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105334/2016	Mr Bogdan Chifan -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105335/2016	Mr Mihai Chifan -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105336/2016	Mr Marius Chiric -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105337/2016	Mr G Chirita -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105339/2016	Mr Vincent Church -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105341/2016	Mr Constant Comarita -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105342/2016	Mr Robert Conn -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105343/2016	Mr Frank Connor -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105351/2016	Mr Jose Da Rocha -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105352/2016	Mr Ioan Dascalu -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105353/2016	Mr Alan Davidson -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105357/2016	Mr Rui Pedro Dias Ferreira -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105358/2016	Mr Iulian Dinu -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105360/2016	Mr Marian Dohonica -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105361/2016	Mr Ilir Doka -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105362/2016	Mr David Donaldson -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105364/2016	Mr S Dutta -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105365/2016	Mr Laurentiu Fabatianu -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105377/2016	Mr Ovioiu Galatanu -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105378/2016	Mr Derek Gavin -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105379/2016	Mr Steven Gavin -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105380/2016	Mr Gheorghe-Florin Halip -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105381/2016	Mr Ioan Hasna -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105389/2016	Mr Tomas Julea -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105390/2016	Mr Pavel Juravle -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105391/2016	Mr Zbigniew Karolak -v- Bathgate Realisations Civil Engineering Ltd (in administration)
4105392/2016	Mr Steven Keegan -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105402/2016	Mr Aidan Lynch -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105406/2016	Mr Cristian MacOvei -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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4105527/2016	Mr J Wilson -v- Bathgate Realisations Civil Engineering Ltd (in administration)
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