



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr S Kapur

**Respondent:** Evergreen Coaches Limited

**Heard at:** Birmingham

**On:** 2 and 3 August 2017

**Before:** Employment Judge Woffenden

## Representation

Claimant: In Person

Respondent: Ms. C Lord of Counsel

# JUDGMENT

1 The claimant’s claim of unfair dismissal fails and is dismissed.

2 The claimant’s claim for notice pay fails and is dismissed.

3 The claimant’s claims for a redundancy payment and for holiday pay are dismissed on withdrawal.

4 By consent under rule 64 Employment Tribunal Rules of Procedure 2013 the respondent is ordered to pay the claimant the net sum of £1295.40 in full and final settlement of his claim for unpaid wages whether under section 23 Employment Rights Act 1996 and/or Employment Tribunals Extension of Jurisdiction (England and Wales) Order 1994.

5 The respondent was in breach of its duty to the claimant under section 4 (1) Employment Rights Act 1996 at the time the proceedings began and having made an award to the claimant in respect of a claim to which the proceedings relate the tribunal makes an award of 2 weeks’ pay in the total sum of £552 (2 x £276) under section 38 (3) Employment Act 2002.

6 The claimant’s contract claim under the Employment Tribunals Extension of Jurisdiction (England and Wales) Order 1994 for damages and/or for a sum due fails and is dismissed.

\_\_\_\_\_  
Employment Judge Woffenden

Date 16/08/2017

JUDGMENT SENT TO THE PARTIES ON

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FOR THE TRIBUNAL OFFICE

Note

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.