



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss R Jackson

**Respondent:** Grimsargh Village Store Ltd

## JUDGMENT

### Employment Tribunals Rules of Procedure 2013 – Rule 21

The time for presenting a response having expired and no valid response having been presented, it is the judgment of the tribunal that:

1. The respondent has made an unauthorised deduction from the claimant's wages and is ordered to pay the claimant the net sum of **£280.71**, in respect of 40 hours worked but not paid, at the rate of £8.00 per hour gross, a total of £320.00 gross, £280.71 net. The respondent is to account to HMRC for the tax due upon the gross sum.
2. The claimant was dismissed in breach of contract, in respect of notice and the respondent is ordered to pay damages to the claimant in the sum of **£180.76**, in respect of one week's notice pay. This is a net sum, the gross being £184.00. Whilst the claimant has sought an award of two weeks pay, she was employed for less than two years, and hence her statutory notice entitlement, pursuant to s. 86(1) of the Employment Rights Act 1996, is only to one week.
3. The respondent has failed to pay the claimant's holiday entitlement, 8 hours at the rate of £8.00 per hour, and is ordered to pay the claimant the sum of **£40.00**. This is a gross sum, and should be paid less the appropriate deductions for tax and national insurance.
4. The claimant claimed unfair dismissal, but by letter of 20 October 2017 the Tribunal invited the claimant to show cause why, as she had less than 2 years' qualifying service, this claim should not be struck out. The claimant has not responded with any representations as to why this claim should not be struck out, nor has she requested a hearing. In the circumstances, her complaint of unfair dismissal is struck out, as the Tribunal does not have jurisdiction to hear it.
5. Any hearing listed is cancelled.

**Case No: 2405131/2017**

Employment Judge **Holmes**

Dated: 30 January 2018

JUDGMENT SENT TO THE PARTIES ON

31 January 2018

AND ENTERED IN THE REGISTER

FOR THE TRIBUNAL OFFICE



Case No: 2405131/2017

## NOTICE

### THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number(s): 2405131/2017

Name of Miss R Jackson v Grimsargh Village Stores  
case(s): Ltd

The Employment Tribunals (Interest) Order 1990 provides that sums of money payable as a result of a judgment of an Employment Tribunal (excluding sums representing costs or expenses), shall carry interest where the full amount is not paid within 14 days after the day that the document containing the tribunal's written judgment is recorded as having been sent to parties. That day is known as "*the relevant decision day*". The date from which interest starts to accrue is called "*the calculation day*" and is the day immediately following the relevant decision day.

The rate of interest payable is that specified in section 17 of the Judgments Act 1838 on the relevant decision day. This is known as "the stipulated rate of interest" and the rate applicable in your case is set out below.

The following information in respect of this case is provided by the Secretary of the Tribunals in accordance with the requirements of Article 12 of the Order:-

"the relevant decision day" is: 31 January 2018

"the calculation day" is: **1 February 2018**

"the stipulated rate of interest" is: 8%

MR I STOCKTON  
For the Employment Tribunal Office