



EMPLOYMENT TRIBUNALS

Claimant
Miss C. Simpson

Respondent
Fairoak Estate Management Limited

v

Heard at: Watford
Before: Employment Judge Heal

On: 2 July 2018

Appearances

For the Claimant: in person
For the Respondent: Mr. G. Ridgeway, consultant

REMEDIES JUDGMENT

1. No compensation is awarded for breach of contract: there can be no failure to pay notice pay where there has been no dismissal and the claim for unpaid holiday pay may not be framed as one of breach of contract (Deduction from Wages (Limitation) Regulations 2014).
2. The respondent shall pay to the claimant the sum of **£5977.30 gross** (sum agreed between the parties) in respect of the claim for unpaid holiday pay.
3. The respondent having agreed that section 38 of the Employment Act 2002 applies, the award to the claimant is increased by an amount equal to two weeks' pay, which the parties agree to be **£1085**.
4. No award is made for ACAS uplift.

Employment Judge Heal

Date: 27 July 2018.....

27.7.18

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.