



EMPLOYMENT TRIBUNALS

BETWEEN

Claimant

Mr J Robertson

Respondent

Mark White Enterprises Limited
(In voluntary liquidation)

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

HELD AT Manchester on 24 August 2018

EMPLOYMENT JUDGE Warren

Representation

Claimant: did not attend and was not represented. Written submissions.

Respondent: Did not attend

JUDGMENT

- 1. There was an unlawful deduction from the claimant's wages in the sum of five hundred and nineteen pounds and twenty three pence (£519.23).**
- 2. The claimant had accrued six days of annual leave which were untaken at the end of his employment with the respondent. He is entitled to compensation in the sum of three hundred and forty six pounds and fifteen pence (£346.15)**
- 3. In breach of section 1 Employment Rights Act 1996, the respondent failed to provide the claimant with a statement of terms and conditions of employment and the respondent is ordered to pay the claimant 2 week's pay in the sum of five hundred and seventy six pounds and ninety pence.**

4. In summary and in total the respondent is ordered to pay to the claimant the sum of fourteen hundred and forty two pounds and twenty eight pence (£1442.28)

SCHEDULE

The claimant was entitled to a salary of £1250 per month gross. Despite several reminders from the Tribunal he has failed to provide any detail of commission he asserted he was owed.

His daily rate was thus 1250×12 divided by 260 days = £57.69.

At the date his employment ended he had worked for 6 days without pay.

He was thus due to £346.15 which has been unlawfully deducted from his wages

In addition he had accrued 9 days untaken and uncompensated leave for which he is due compensation – $9 \times 57.69 = £519.23$

Figures have been taken gross and it will be for the claimant to account for any outstanding statutory deductions which may be owed.

Employment Judge Warren

Signed on 31 August 2018

Judgment sent to Parties on

13 September 2018