



EMPLOYMENT TRIBUNALS

Claimant: Mr J Gothard

Respondent: Sherburn Metalwork Ltd

Heard at: Leeds

On: 15 October 2018

Before: Employment Judge D N Jones

REPRESENTATION:

Claimant: Mrs D Gothard, claimant's mother

Respondent: Mrs M Wild, Director

JUDGMENT

1. The claimant was entitled to payment by way of an attendance allowance from 1 May 2018, when his contract was varied to substitute that allowance for the production bonus.
2. The respondent breached the claimant's contract of employment in failing to pay him attendance allowance for 6 weeks in May, June and July 2018.
3. The respondent shall pay to the claimant damages of £150 for the breach.
4. The respondent shall also pay to the claimant 2 weeks' pay in the sum of £768, for its failure to comply with its duty to provide a statement of particulars of employment, or any written variation of the particulars, in respect of the rate or remuneration or the method of calculating it under the terms of the attendance allowance scheme.

Employment Judge D N Jones

Date: 15 October 2018

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.

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