



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr J Abbott & Others

**Respondent:** (R1) Secretary of State for Business, Innovation & Skills  
(R2) Mark Group Ltd (In Administration)

**Heard at:** Nottingham

**On:** Thursday, 26<sup>th</sup> April 2018

**Before:** Employment Judge Hutchinson (sitting alone)

**Representation**

**Claimant:** Ms N Toner, Solicitor

**Respondent:** (R1) Mr D Tinkler, of Counsel  
(R2) No Appearance

## CORRECTED JUDGMENT

Under rule 69 of the Employment Tribunals Rules 2013.

The Employment Judge gave judgment as follows:

1. The claims in respect of the following are withdrawn and dismissed in their entirety:
  - Deborah Bellhouse
  - Rebecca Donohue
  - Daniel Grace
  - Daniel Hall
  - Nathan Jones
  - Keiron Leith
  - Callum Love
  - Jeremy Mannion
  - Frank Marchant
  - David Preece
  - Adam Pearce
  - Steve Rowlands
  - Patrick Ryan

In respect of the other Claimants the Employment Judge gave judgment as follows:

2. Carl Cottingham

2.1 The claim that the second Respondent failed to pay the Claimant's holiday entitlement is withdrawn and dismissed.

2.2 The claim for a redundancy payment is withdrawn and dismissed.

2.3 The Claimant was dismissed in breach of contract in respect of notice and the Second Respondent is ordered to pay damages to the Claimant in the sum of £323.64.

3. Paul Dynes

3.1 The Second Respondent is ordered to pay the Claimant remuneration in respect of the protective award in the sum of £613.36.

4. Amanda Galves

4.1 The Claimant was dismissed by reason of redundancy and is entitled to a further redundancy payment of £57.06.

4.2 The Second Respondent has failed to pay the Claimant's holiday entitlement and is ordered to pay the Claimant the sum of £4.91.

4.3 The Claimant was dismissed in breach of contract in respect of notice and the Second Respondent is ordered to pay damages to the Claimant in the sum of £38.04.

4.4 The Second Respondent is ordered to pay to the Claimant the further sum of £50.72 in respect of the protective award.

5. Ross Hart

5.1 The Claimant was dismissed by reason of redundancy and is entitled to a redundancy payment in the sum of £2,375.

5.2 The Claimant was dismissed in breach of contract in respect of notice and the Second Respondent is ordered to pay damages to the Claimant in the sum of £1,681.08.

5.3 The Second Respondent has failed to pay the Claimant's holiday entitlement and is ordered to pay the Claimant the sum of £192.31.

5.4 The Second Respondent is ordered to pay to the Claimant the sum of £3,846.16 in respect of the protective award.

6. Alan Ismay

6.1 The claims for damages for breach of contract in respect of notice and for holiday pay are withdrawn and dismissed.

7. Hemant Mistry

7.1 The Claimant was dismissed in breach of contract in respect of notice and the Second Respondent is ordered to pay damages to the Claimant in the sum of £221.24.

7.2 The claim that the Second Respondent has failed to pay the employee remuneration for a protective award is withdrawn and dismissed.

8. George Moss

8.1 The claim that the Second Respondent had failed to pay the Claimant's holiday entitlement is dismissed.

8.2 The Claimant was dismissed in breach of contract in respect of notice and the Second Respondent is ordered to pay damages to the Claimant in the sum of £1,200.

8.3 The Claimant was dismissed by reason of redundancy and is entitled to a redundancy payment of £2,127.50.

8.4 The Second Respondent is ordered to pay to the Claimant the sum of £3,912.00 in respect of the protective award.

9. Anthony Scadding

9.1 The Second Respondent is ordered to pay to the Claimant the sum of £3,912 in respect of the protective award.

10. Clifford Tomlinson

10.1 The claim that the Respondent has failed to pay the Claimant's holiday entitlement is withdrawn and dismissed.

10.2 The Claimant was dismissed in breach of contract in respect of notice and the Second Respondent is ordered to pay damages to the Claimant in the sum of £269.23.

11. David Watts

11.1 The Claimant was dismissed in breach of contract in respect of notice and the Second Respondent is ordered to pay damages to the Claimant in the sum of £642.46.

11.2 The Claimant was dismissed by reason of redundancy and is entitled to a redundancy payment of £581.77.

11.3 The Second Respondent has failed to pay the Claimant's holiday entitlement and is ordered to pay to the Claimant the sum of £137.90.

11.4 The Second Respondent is ordered to pay to the Claimant the sum of £776.88 in respect of the protective award.

12. Marie Wright

- 12.1 The Claimant was dismissed by reason of redundancy and is entitled to a redundancy payment of £2.55.
- 12.2 The Second Respondent has failed to pay the Claimant's holiday entitlement and is ordered to pay the Claimant the sum of £25.38.
- 12.3 The Second Respondent is ordered to pay to the Claimant the sum of £33.60 in respect of the protective award.
- 12.4 The Claimant was dismissed in breach of contract in respect of notice and the Second Respondent is ordered to pay damages to the Claimant in the sum of £88.56.

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Employment Judge Hutchinson

Date: 25 May 2018

JUDGMENT SENT TO THE PARTIES ON

12 June 2018

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FOR THE TRIBUNAL OFFICE

Notes

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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