



# EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No:4103188/2018

Employment Judge: Mary Kearns

Mr Hector McNeil

Claimant

Family Asset Protection Company

Respondent

## JUDGMENT

### Rule 21 of the Employment Tribunal Rules of Procedure 2013

No response has been presented to this claim and an Employment Judge has decided to issue the following judgment on the available material under Rule 21:

- 1 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 £296.00
- 2 The respondent has failed to pay the claimant's holiday entitlement and is ordered to pay the claimant the sum of £146.00
- 3 The hearing listed on 23 May 2018 is cancelled

## REASONS

### Notice Pay

The claimant was employed on an annual salary of £15,379 gross. She was entitled to one week's pay in lieu of notice  $£15,379 \div 52 = £296$ .

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Holiday Pay

4.5 days owed @ £59.15 per day = £266.18 less sum already paid £120.42  
= £145.76.

Payments are awarded gross of tax and National Insurance. It is the claimant's responsibility to account to HMRC in respect of Tax and National Insurance on any sums recovered. All sums are rounded to the nearest whole pound.

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|-----------------------|---------------|
| Employment Judge:     | Mary Kearns   |
| Date of Judgement:    | 26 April 2018 |
| Entered in register:  | 26 April 2018 |
| And copied to parties |               |