



EMPLOYMENT TRIBUNALS

Claimant: Miss C Moran

Respondent: Sue J Limited

JUDGMENT

Employment Tribunals Rules of Procedure 2013 – Rule 21

The time for presenting a response having expired , and no valid response having been presented by the respondent within the prescribed time limit , and the respondent's application for an extension of time in which to present a response being refused , it is the judgment of the tribunal that:

1. The claimant's complaint of unauthorised deduction from wages is well-founded and succeeds. The respondent unlawfully deducted payments due to the claimant from August 2018 to 3 November 2018, in the total sum of £2,038.14 gross. The respondent is ordered to pay the claimant the said sum of **£2,038.14** . This is a gross sum, and the respondent shall account to HMRC for the appropriate deductions for tax and national insurance, if any.
2. The claimant's complaint of failure to pay to the claimant an amount due to the claimant under regulation 14 (2) or regulation 16 (1) of the Working Time Regulations 1998 is well-founded and the respondent shall pay to the claimant the sum of **£348.50** in respect of untaken but accrued holiday (holiday pay). This is a gross amount and the respondent shall be responsible for deducting any income tax and employee's national insurance, if any, relating to it.

Employment Judge Holmes

Dated: 13 December 2018

JUDGMENT SENT TO THE PARTIES ON

21 December 2018

AND ENTERED IN THE REGISTER

FOR THE TRIBUNAL OFFICE

NOTICE

THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number(s): **2404101/2018**

Name of **Miss C Moran** v **Sue J Ltd**
case(s):

The Employment Tribunals (Interest) Order 1990 provides that sums of money payable as a result of a judgment of an Employment Tribunal (excluding sums representing costs or expenses), shall carry interest where the full amount is not paid within 14 days after the day that the document containing the tribunal's written judgment is recorded as having been sent to parties. That day is known as "*the relevant decision day*". The date from which interest starts to accrue is called "*the calculation day*" and is the day immediately following the relevant decision day.

The rate of interest payable is that specified in section 17 of the Judgments Act 1838 on the relevant decision day. This is known as "the stipulated rate of interest" and the rate applicable in your case is set out below.

The following information in respect of this case is provided by the Secretary of the Tribunals in accordance with the requirements of Article 12 of the Order:-

"the relevant decision day" is: **21 December 2018**

"the calculation day" is: **22 December 2018**

"the stipulated rate of interest" is: **8%**

MRS L WHITE
For the Employment Tribunal Office