



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: S/4100467/2018

Employment Judge: Murdo Macleod

Mrs ES Smith

Claimant

**D C S Multiserve
D C S House**

Respondent

JUDGMENT

Rule 21 of the Employment Tribunal Rules of Procedure 2013

The judgment of the Employment Tribunal is that the claimant's complaints of unlawful deduction of wages (in respect of failure to pay his entitlement to annual leave accrued but untaken) succeed.

The remedy to which the claimant is entitled will be determined at a hearing to take place on 18 April 2018.

4100467/2018

REASONS

1. A copy of the claim form setting out the claimant's complaint was sent to the respondent on 26 January 2018.

2. In accordance with the terms of Rule 16 of the Rules to be found in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 the respondent was required to enter a response within twenty eight days of the date on which a copy of the claim was sent to it but failed to do so.
3. The Employment Judge decided that on the available material a determination could properly be made without a hearing as to the liability of the respondent for the claim.
4. The remedy to which the claimant is entitled for the claim will be determined by an Employment Judge at a hearing.

Employment Judge: Murdo Macleod
Date of Judgment: 15 March 2018
Entered in register: 23 Marc 2018
And copied to parties