

EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: S/4103409/2018

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Held in Glasgow on 1 June 2018

Employment Judge: Frances Eccles

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Miss Nicole Cumming

**Claimant
In Person**

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**Trimetro Ltd
Tribeca Metro (Amanda Bhalla)**

**First Respondent
No Appearance and
No Representation**

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Tribeca Group (UK) Ltd

**Second Respondent
No Appearance and
No Representation**

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JUDGMENT OF THE EMPLOYMENT TRIBUNAL

The Judgment of the Employment Tribunal is that:-

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(i) The first respondent shall pay to the claimant the sum of Four Hundred and Fifty Pounds and Fifty Pence (£450.50) which sum was deducted without authority from the claimant's wages; and

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(ii) The first respondent shall pay to the claimant the sum of Two Hundred and Forty Two Pounds and Eighty Four Pence (£242.84) as holiday pay; and

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(iii) The second respondents shall be dismissed from the proceedings.

E.T. Z4 (WR)

REASONS

1. The claimant sought to recover outstanding wages and holiday pay. The
5 claimant appeared at the hearing. Neither respondent appeared or was
represented. The second respondents had entered an appeal claiming that
they did not know the claimant. They denied ever having employed the
claimant. The claimant gave evidence. The Tribunal proceeded on the basis
10 that the claimant was employed by the first respondent. This was based
primarily upon the claimant having produced payslips which were in the name
of the first respondent.

2. The claimant was employed by the first respondent from 9 October 2017 to 3
February 2018. For the period 21 December 2017 to 21 January 2018 the
15 claimant did not receive payment of her wages. The total wages not paid to
the claimant total £450.50 (53 hours x £8.50).

3. The Tribunal was satisfied that the above sum had been deducted from the
claimant's wages without authority. This is a sum that was properly payable to
20 the claimant. The respondent shall therefore be ordered to make payment of
the outstanding wages of £450.50 to the claimant.

4. During her period of employment the claimant did not take any annual leave.
The claimant is entitled based upon her statutory entitlement, to the equivalent
25 of 20 hours of holidays. This totals £242.84, a sum the first respondents shall
be ordered to pay to the claimant.

5. In the circumstances that the Tribunal has proceeded on the basis the claimant was employed by the first respondent, the second respondent shall be dismissed from the proceedings.

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Employment Judge: F Eccles
Date of Judgment: 01 June 2018
Entered in register: 15 June 2018

10 and copied to parties