



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr D Mills  
**Respondent:** East Sussex NHS Trust

## JUDGMENT ON REMEDY BY CONSENT

1. At a hearing which took place on 8-9 August 2017, the Claimant was successful in his claim for unfair dismissal. The Respondent was ordered to reinstate the Claimant, which it has since failed to do. Following negotiations, the Claimant and Respondent have agreed a remedy in the case in accordance with the provisions relating to the enforcement of reinstatement orders under s17 Employment Rights Act 1996.
2. The Respondent is ordered to pay the Claimant a basic award for unfair dismissal of £3,823.47 calculated in accordance with s119 of the Employment Rights Act 1996.
3. The Respondent is ordered to pay the Claimant the sum of £36,176.53, which comprises both a sum representing the compensatory award for unfair dismissal calculated in accordance with s123 of the Employment Rights Act 1996 and an additional award in respect of the Respondent's failure to comply with an order for re-instatement under s117(3)(b) of the Employment Rights Act 1996.
4. No further orders are made.

Regional Employment Judge Hildebrand

Date 15 February 2018