



THE EMPLOYMENT TRIBUNALS

BETWEEN

Claimant

Respondent

Mr Brian Hillock

AND

TSUK Interiors Limited

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

Held at: North Shields

On: 17 January 2019

Before: Employment Judge A M Buchanan

Appearances

For the Claimant: In person

For the Respondent: Mrs Christine Hillock - Director

JUDGMENT ON PUBLIC PRELIMINARY HEARING

It is the judgment of the Tribunal that:-

1. The name of the respondent is amended to TSUK Interiors Limited
2. It was reasonably practicable for the claim of unfair dismissal advanced pursuant to sections 94/98 of the Employment Rights Act 1996 ("the 1996 Act") to have been presented in time but it was presented out of time by reference to the provisions of section 111(2) of the 1996 Act and section 207B of the 1996 Act. Accordingly the claim of unfair dismissal is dismissed.
3. It was reasonably practicable for the claim for a declaration of unauthorised deduction from wages in respect of unpaid holiday pay advanced pursuant to the provisions of Part II of the 1996 Act to have been presented in time but it was presented out of time by reference to the provisions of section 23(2) and section 207B of the 1996 Act. Accordingly the claim for a declaration of unauthorised deduction from wages in respect of holiday pay is dismissed.

4. The claim of age discrimination in respect of the claimant's dismissal on 19 March 2018 was not presented before the end of the period of three months (as extended by section 140B of the Equality Act 2010 ("the 2010 Act")) starting with the date of the dismissal or such other period as the Tribunal thinks just and equitable as required by the provisions of section 123(1) of the 2010 Act. Accordingly the claim of age discrimination is dismissed.

EMPLOYMENT JUDGE A M BUCHANAN

**JUDGMENT SIGNED BY EMPLOYMENT
JUDGE ON 17 January 2019**

Note: Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

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