



EMPLOYMENT TRIBUNALS

Claimant: Mr B Nouredine

Respondent: Trafalgar Tavern

Heard at: London South

On: 4 February 2019

Before: Employment Judge Siddall

Appearances:

Claimant: No appearance

Respondent: No appearance

RULE 21 JUDGMENT

No Response having been served, and having considered written evidence from the Claimant, it is the decision of the tribunal that:

1. The Claimant is entitled to pay in respect of two week's annual leave in the amount of £1,346 (two week's wages at £673 gross per week)
2. The Claimant is entitled to damages for breach of contract in relation to notice pay in the amount of £2692 gross (four week's wages at £673 gross)
3. The claim for unfair dismissal is well founded and it succeeds. The Claimant is awarded a basic award of £2,200.50 and a compensatory award of £4212.
4. The total sum awarded to the Claimant is £7330.50.

REASONS

1. No Response has been filed by the Respondent.
2. The Claimant claims two week's annual leave which I have calculated by multiplying her gross weekly pay of £673 by two.
3. The Claimant claims four week's notice pay which I have calculated by multiplying her gross weekly pay of £673 by four.
4. In relation to the unfair dismissal claim, the Claimant was aged 49 at date of dismissal and had three completed years service. That

- calculates as a basis award of £2,200.50.
5. In relation to compensatory award, the Claimant seeks three month's additional pay. I have calculated this as thirteen week's pay at £520 net per week. However the Claimant started new employment on 16 October 2017 on a lower salary of £517 per week gross. The difference in earnings (£673-517) is £156 per week.
 6. As a result I have awarded the Claimant six week's pay at £520 per week (£3120) and seven week's pay at £156 per week (£1092) making a total compensatory award of £4212.

Employment Judge Siddall

Date 4 February 2019