



EMPLOYMENT TRIBUNALS

Claimant: Mr M Hollis

Respondent: Stone Brook Builders Limited

Heard at: Manchester

On: 15 March 2019

Before: Employment Judge Morris
(sitting alone)

REPRESENTATION:

Claimant: In person

Respondent: Neither present nor represented

JUDGMENT

The judgment of the Tribunal is as follows:

1. The claimant was an “employee” of the respondent as that word is defined in section 230(1) of the Employment Rights Act 1996.
2. The claimant's complaint that the respondent made an unauthorised deduction from his wages in contravention of section 13 of that Act is well-founded in that it did not pay him at all in respect of the nine days' work that he did for the respondent between Tuesday 5 September and Friday 15 September 2017 inclusive (excluding the weekend of 9 and 10 September) having agreed to pay him £120 for each day of work that he did.
3. In the above circumstances, the respondent is ordered to pay to the claimant the amount of that deduction made, namely £1,080.

4. The above amount of £1,080 has been calculated by reference to the claimant's gross pay and any liability to income tax and employee's national insurance contributions arising therefrom shall be the liability of the claimant alone.

Employment Judge Morris

Date: 17 March 2019

JUDGMENT SENT TO THE PARTIES ON

28 March 2019

FOR THE TRIBUNAL OFFICE

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.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.



NOTICE

THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number: **2403270/2018**

Name of case: **Mr M Hollis** v **Stone Brook Builders Limited**

The Employment Tribunals (Interest) Order 1990 provides that sums of money payable as a result of a judgment of an Employment Tribunal (excluding sums representing costs or expenses), shall carry interest where the full amount is not paid within 14 days after the day that the document containing the tribunal's written judgment is recorded as having been sent to parties. That day is known as "*the relevant decision day*". The date from which interest starts to accrue is called "*the calculation day*" and is the day immediately following the relevant decision day.

The rate of interest payable is that specified in section 17 of the Judgments Act 1838 on the relevant decision day. This is known as "the stipulated rate of interest" and the rate applicable in your case is set out below.

The following information in respect of this case is provided by the Secretary of the Tribunals in accordance with the requirements of Article 12 of the Order:-

"the relevant decision day" is: **28 March 2019**

"the calculation day" is: **29 March 2019**

"the stipulated rate of interest" is: **8%**

Mr S Harlow
For the Employment Tribunal Office