



EMPLOYMENT TRIBUNALS

Claimant: Ms E Domagala

Respondent: Eunice Artisan Bakery Limited

Heard at: Cambridge

On: 29 March 2019

Before: Employment Judge Foxwell (sitting alone)

Appearances

For the claimant: Ms D Janusz (Litigation Executive)

For the respondent: Mr M Laskowski (Director)

JUDGMENT

The complaint that the claimant was unfairly dismissed is struck out.

REASONS

1. The claimant complains of unfair dismissal.
2. Section 108 of the Employment Rights Act 1996 requires a claimant to have not less than two years service to make an unfair dismissal complaint.
3. The claimant was employed by the respondent for less than two years and she does not allege that the reason for dismissal was one to which the requirement for two years service does not apply.
4. Therefore the claimant is not entitled to bring such a complaint.
5. Accordingly, the complaint of unfair dismissal is struck out. The claimant's other complaints, including her claim that she was constructively dismissed and that this was an act of sex discrimination, are not affected by this judgment.

Employment Judge **Foxwell**

Case No: 3305188/2018

Date: 29 March 2019

JUDGMENT SENT TO THE PARTIES ON

17 April 2019

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FOR THE TRIBUNAL OFFICE