



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr D Howitt

**Respondent:** Asda Stores Limited

**Heard at:** Nottingham      **On:** Wednesday 27 March 2019

**Before:** Employment Judge Evans (sitting alone)

## Representation

**Claimant:** Mr Tetley of Counsel

**Respondent:** Mr MacMillan of Counsel

# JUDGMENT

1. The Claimant was fairly dismissed. His claims that his dismissal was unfair pursuant to section 152 of the Trade Union & Labour Relations (Consolidation) Act 1992 and/or section 98 of the Employment Rights Act 1996 fail and are dismissed.

2. The Claimant was not dismissed in breach of contract. His claim of wrongful dismissal fails and is dismissed.

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Employment Judge Evans

Date: 26 April 2019

JUDGMENT SENT TO THE PARTIES ON

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FOR THE TRIBUNAL OFFICE

## Notes

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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