



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4123361/2018**

**Mr C Wood**

**Claimant**

**George Birchall Limited  
(in administration)**

**Respondent**

## **JUDGMENT**

### **Rule 21 of the Employment Tribunal Rules of Procedure 2013**

The respondent has stated that no part of the claim is contested. Employment Judge Walker has decided to issue the following judgment on the available material under rule 21:

1. The Employment Tribunal declares that the respondent has failed to comply with its obligations under section 188A of the Trade Union and Labour Relations (Consolidation) Act 1992 and makes a protective award under section 189 of that Act in favour of the claimants for a period of 90 days starting on the 10 September 2018.
2. The claimant was dismissed in breach of contract in respect of notice and the respondent is ordered to pay damages to the claimant in the sum of £10500. (3 months contractual notice x £3500)
3. The claimant was dismissed by reason of redundancy and is entitled to a redundancy payment of £2963 (contractual redundancy of £7000 less £4064 paid by redundancy payment office).

Employment Judge: Susan Walker  
Date of Judgement: 27 March 2019  
Entered in register: 28 March 2019  
And copied to parties