



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4102899/2019

Mr L A Hamill

Claimant

Brown and Mason Limited

Respondent

JUDGMENT

Rule 21 of the Employment Tribunal Rules of Procedure 2013

The judgment of the Employment Tribunal is that the claimant`s complaints of:-

- (a) unfair dismissal and the entitlement to a basic and compensatory award;
- (b) failure to pay notice pay; and
- (c) failure to pay accrued holiday entitlement and
- (d) an entitlement to an award for loss of employment rights

succeed and the remedy to which the claimant is entitled will be determined at a hearing to be fixed.

REASONS

1. A copy of the claim form setting out the claimant`s complaints was sent to the respondent on 14 March 2019.

2. In accordance with the terms of Rule 16 of the Rules to be found in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 the respondent was required to enter a response within twenty eight days of the date on which a copy of the claim was sent to it but failed to do so.

3. The Employment Judge decided that she could not properly determine remedy in respect of the claimant's complaint of:-

(a) unfair dismissal and the amounts to be awarded in relation to a basic award and a compensatory award;

(b) failure to pay notice pay and

(c) failure to pay accrued holiday entitlement and

(d) entitlement to an award for loss of employment rights

and will be determined by an Employment Judge at a hearing.

Employment Judge: F Jane Garvie

Date of Judgement: 16 April 2019

Entered in register: 17 April 2019

And copied to parties