



THE EMPLOYMENT TRIBUNALS

Between

Claimant: Mr D Riley

Respondent: Bioenergy Technology Limited

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

**in accordance with rule 21 of the Employment Tribunal
Rules of Procedure 2013**

No response having been presented in form ET3 to the office of the Employment Tribunal by the Respondent within the time limit prescribed by rule 16 of the Employment Tribunal Rules of Procedure 2013 it is **adjudged** as follows:

The Tribunal declares in accordance with section 24 of the Employment Rights Act 1996 that the complaint by the Claimant under section 23 of such Act that there has been an unlawful deduction from the wages properly payable is well founded and the Tribunal **orders** the Respondent to pay to the Claimant the sum of £948;

The Claimant having brought a claim to the Tribunal under article 3 of the Employment Tribunals Extension of Jurisdiction (England and Wales) Order 1994 the Tribunal finds that the Respondent was in breach of contract in not giving the Claimant notice of the termination of the employment and **orders** the Respondent to pay to the Claimant the sum of £4,272;

That the Respondent was in breach of the contract of employment of the Claimant in failing to repay expenses to the Claimant properly incurred on behalf of the Respondent and the Respondent is **ordered** to pay damages to the Claimant in the sum of £2,123.35;

The Tribunal declares in accordance with regulation 30 of The Working Time Regulations 1998 that the complaint of the Claimant that the Respondent has failed to pay holiday pay due to the Claimant on the termination of the employment under regulation 14(2) of such Regulations is well founded and **orders** the Respondent to pay to the Claimant the sum of £948.

The question of the Claimant's right to a redundancy payment having been referred to the Tribunal in accordance with section 163 Employment Rights Act 1996 the Tribunal finds that the Claimant is entitled to a redundancy payment amounting to £11,376 and the Tribunal **orders** the Respondent to pay such sum to the Claimant.

Case No: 2300136/2018

The hearing listed for 10 April 2018 is vacated.

Employment Judge Baron

Dated 28 March 2018