



# EMPLOYMENT TRIBUNALS

BETWEEN

**Claimant:** Ms E Szinyei

**Respondent:** Sai Firms Ltd t/a Subway

**HELD AT** Ashford

**ON** 21 May 2019

**EMPLOYMENT JUDGE CORRIGAN**

## Appearances

**For Claimant:** In Person

**For Respondent:** Miss Rohita Battula

## JUDGMENT

1. The Claimant's complaint that the Respondent failed to pay a payment in lieu of accrued leave is well-founded and the Respondent is ordered to pay £201.06 to the Claimant, subject to tax and National Insurance.
2. This sum is based on the Claimant's average weekly pay over the final 12 weeks' worked (£146.16) and an accrued holiday entitlement of 3.7 weeks (the proportion of the leave year which expired by the termination date was 0.66, and the full statutory leave entitlement is 5.6 weeks).

3. The calculation for unpaid accrued leave is £540.79 ( $£146.16 \times 3.7$ ) minus £339.73 already paid, giving £201.06.

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**Employment Judge Corrigan**  
Ashford  
21 May 2019

Note: 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.