



THE EMPLOYMENT TRIBUNAL

Claimant

Respondent

Ms A Simkins

v

**Mr and Mrs Khanna (trading as Elm
Lea Residential Care Home)**

Heard at:

London South Employment Tribunal

On:

7 June 2019

Before:

**Employment Judge Martin
Mr Clay
Mr Anderson**

Appearances

For the Claimant:

Mr McCombie - Counsel

For the Respondent:

Ms Gould - Solicitor

JUDGMENT ON RECONSIDERATION AND ON COSTS APPLICATION

The unanimous Judgment of the Tribunal is that:

1. The Respondent's application for a reconsideration of the Tribunal's judgment promulgated on 10 September 2018 is dismissed.
2. The Claimant's application for reconsideration of the Tribunal's judgment promulgated on 4 October 2018 succeeds. The Tribunal awards interest on the award of £5000, plus a 10% uplift for failure to follow the ACAS code of practice. The parties agreed that the total award for injury to feelings was £,5500 and that the interest, at 8% being the statutory rate, amounts to £1,146.93. The total award therefore payable by the Respondent to the

Claimant is £6,646.93.

3. The Claimant's application for costs is dismissed.

Employment Judge Martin
Date: 07 June 2019

Note: Written reasons will not be provided unless they are asked for by any party at the hearing or by a written request presented by any party within 14 days of the sending of this judgment.