



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4121030/2018

Mrs L Walker

Claimant

**Pacific Care No.1 Limited (In Liquidation)
per Blair Milne**

Respondents

JUDGMENT

Rule 21 of the Employment Tribunal Rules of Procedure 2013

The judgment of the Employment Tribunal is that the claimant's complaint of unfair dismissal succeeds and that the respondent shall pay to the claimant the sum of £6,606.11 in relation to that dismissal being the amount set in a Schedule of Loss provided by the claimant's representative. The Basic Award is £4536.76 calculated on the claimant's age and length of service and the compensatory award is £2,067.35 and includes loss of statutory rights of £350.

REASONS

1. A copy of the claim form setting out the claimant's complaint was sent to the respondent on 14 December 2018.
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 liquidator of the respondent consented to the claim proceeded but did not lodge an ET3. The Employment Judge decided that on the available material a determination could properly be made without a hearing as to the liability of the respondent for the complaint of unfair dismissal.
4. The respondent shall pay to the claimant the sum of £6,606.11 as set out in a Schedule of Loss provided by the claimant's representative. The Basic Award is £4,536.76 calculated on the claimant's age and length of service and the compensatory award is £2,067.35 and includes loss of statutory rights of £350.

Employment Judge (Name)

W.A Meiklejohn

Date of judgment

25 April 2019

Judgment sent to parties

26 April 2019