



EMPLOYMENT TRIBUNALS

Claimant: Mr S Moisa

First Respondent: Staffco Direct Limited

Second Respondent: Swift Personnel Limited

Third Respondent: Masstemps Ltd

Heard at: Birmingham Employment Tribunal **On:** 24/10/19

Before: Employment Judge Cookson

Representation

For the claimant: In person (solicitor)

For the first respondent: Ms Murphy (solicitor)

For the second respondent: Ms Moran (accounts department manager)

For the third respondent: Miss Allen (manager)

JUDGMENT

1. The claimant's complaint against the first respondent is dismissed because he agrees that outstanding monies he was owed have been paid in full;
2. The claimant's complaint against the second respondent is dismissed because it was submitted outside the statutory time limit and it was reasonably practicable for him to have brought his complaint in time;
3. The respondent made unlawful deductions totalling of £41.94 from the claimant's wages contrary to s13 Employment Rights Act 1996. This sum is now payable by the third respondent to the claimant.
4. The third respondent failed to pay the Claimant's accrued holiday pay on termination of his employment amounting to £321.95 (gross), contrary to Regulation 14 Working Time Regulations 1998. This sum is now payable by the Respondent to the Claimant.

Signed by: Employment Judge Cookson

Signed on: Date 11 November 2019

Notes

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.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.