



## **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4107356/2019**

5

**Held in Glasgow on 30 August 2019**

**Employment Judge L Wiseman**

10 **Ms Tracy Henderson**

**Claimant  
Represented by:  
Mr G Loughery -  
Solicitor**

15 **Empower Shawlands Ltd**

**Respondent  
No appearance and  
No representation**

### **JUDGMENT OF THE EMPLOYMENT TRIBUNAL**

20 The tribunal decided:-

- (i) the claimant was dismissed for reasons of redundancy and is entitled to a redundancy payment of £1085 (being 5 x £217 gross per week);
- (ii) the breach of contract claim in respect of the payment of notice is well founded and the respondent shall pay to the claimant the sum of £880.75 (being 5 x £176.15 net per week);
- (iii) the complaint of an unauthorised deduction of wages is well founded and the respondent shall pay to the claimant the sum of £878.95;
- (iv) the respondent shall pay to the claimant the sum of £112.93 in respect of holiday pay and
- 30 (v) to dismiss the claim of unfair dismissal because it was withdrawn by the claimant.

### **REASONS**

**E.T. Z4 (WR)**

1. The respondent did not enter a response to the claim. A Rule 21 Judgment dated 30 July was issued confirming the complaints brought by the claimant had succeeded, but the remedy to which she was entitled would be determined at a hearing. The hearing took place today.
- 5 2. The claimant's representative confirmed the claimant no longer wished to pursue a complaint of unfair dismissal. Accordingly, the only claims before me were in respect of a redundancy payment, notice, wages and holiday pay.
3. The claimant's representative had prepared a schedule of loss and explained to the tribunal the basis of his calculations, which I accepted.

10

**Employment Judge: L Wiseman**  
**Date of Judgment: 30 August 2019**  
15 **Date sent to parties: 30 August 2019**