



# EMPLOYMENT TRIBUNALS

**Claimants:** Mr M Pepper

**Respondents:** (R1) Ascus Pumps Limited (in voluntary liquidation)  
(R2) BTH Concrete Pumping Limited  
(R3) The Secretary of State for Business,  
Innovation and Skills

**Heard at:** Nottingham      **On:** 12 October 2020

**Before:** Employment Judge Victoria Butler (sitting alone)

## Representation

**Claimant:** In person  
**Respondents:** (R1) Did not attend  
(R2) Did not attend  
(R3) Mr P Soni, representative

# JUDGMENT

The judgment of the Employment Judge is that:-

1. There was a relevant transfer from the first Respondent to the second Respondent in accordance with Regulation 3(1)(a) of the Transfer of Undertakings (Protection of Employment) Regulations 2006 with effect from 1 August 2018.
2. The correct Respondent in these proceedings is therefore the second Respondent, BTH Concrete Pumping Limited

---

Employment Judge Victoria Butler

Date: 12 October 2020

JUDGMENT SENT TO THE PARTIES ON

.....  
.....  
FOR THE TRIBUNAL OFFICE

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](http://www.gov.uk/employment-tribunal-decisions) shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.