



THE EMPLOYMENT TRIBUNALS

Claimant: Mr Paul Emery

Respondent: Mr Michael J Livermore t/a Alnwick Barbering Company

Heard at: Newcastle CFCTC **On:** 30 September 2020

Before: Employment Judge Arullendran

Representation:

Claimant: In person

Respondent: In person

JUDGMENT

The judgement of the Employment Tribunal is as follows:

1. The correct name of the Respondent is Michael John Livermore trading as Alnwick Barbering Company. The Employment Tribunal file is amended accordingly and service is deemed to have been effected.
2. The Respondent's application to amend its response to make a counter-claim against the Claimant is out of time. As it was reasonably practicable for the counter-claim to have been submitted in time, the application is refused.
3. The Claimant's claim for holiday pay is well founded and the parties agree that Respondent shall pay to the Claimant the sum of £340.00. This is a gross payment and the Claimant shall be liable to the Inland Revenue for any tax and national insurance payments thereon.
4. The Claimant's claim for notice pay is well founded and the Respondent is ordered to pay to the Claimant the sum of £340.00. This is a gross payment and the Claimant shall be liable to the Inland Revenue for any tax and national insurance payments thereon.
5. The Claimant's claim for the unauthorised deduction of wages contrary to S.13 of the Employment Right Act 1996 is well founded and the Respondent is ordered to pay to the Claimant the sum of £272.00. This is a gross payment and the

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Claimant shall be liable to the Inland Revenue for any tax and national insurance payments thereon.

6. Total award = £952.00
7. The Employment Protection (Recoupment of Benefits) Regulations 1996 do not apply.

EMPLOYMENT JUDGE ARULLENDRAN

**JUDGMENT SIGNED BY EMPLOYMENT
JUDGE ON**

.....30 September 2020.....

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