



EMPLOYMENT TRIBUNALS

Claimant: Mrs P Maskell

Respondent: ADP Assets Ltd (in Creditors Voluntary Liquidation)

Heard at: Manchester (by CVP)

On: 20 October 2020

Before: Employment Judge Ross

REPRESENTATION:

Claimant: In person

Respondent: Not in attendance

JUDGMENT

The judgment of the Tribunal is that:

1. Leave is granted to amend the name of the respondent to ADP Assets Ltd (in Creditors Voluntary Liquidation).
2. The claimant's claim for unfair dismissal is well-founded and succeeds.
3. I award the claimant the following compensation:
 - (1) A basic award of £13,125 (25 weeks x statutory maximum of £525);
 - (2) A compensatory award of £10,714.49 (This includes loss of earnings from date of dismissal until new employment on 24 February 2020; loss of pension contributions; job-related and employment dispute expenses; loss of statutory rights and a 10% uplift for failure to follow the ACAS Code of Practice).
4. The claimant's claim for accrued but untaken holidays on termination of employment is well-founded and succeeds and I order the respondent to pay the claimant five days' holiday at £108.43 daily (gross, inclusive of commission) = £542.15.

5. The claimant's claim for notice pay is well-founded and succeeds and I order the respondent to pay the claimant three months' notice gross in the sum of £6,873 (£2,291 per month exclusive of commission).

6. The respondent is to pay the sums outlined above to the claimant within 14 days of the date of this Judgment.

Employment Judge Ross

Date: 21 October 2020

JUDGMENT SENT TO THE PARTIES ON

4 November 2020

FOR THE TRIBUNAL OFFICE

Note

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.



NOTICE

THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number: **2416855/2019**

Name of case: **Mrs P Maskell** v **ADP Assets Ltd**
(in Creditors Voluntary
Liquidation)

The Employment Tribunals (Interest) Order 1990 provides that sums of money payable as a result of a judgment of an Employment Tribunal (excluding discrimination or equal pay awards or sums representing costs or expenses), shall carry interest where the sum remains unpaid on a day ("*the calculation day*") 42 days after the day ("*the relevant judgment day*") that the document containing the tribunal's judgment is recorded as having been sent to the parties.

The rate of interest payable is that specified in section 17 of the Judgments Act 1838 on the relevant judgment day. This is known as "the stipulated rate of interest" and the rate applicable in your case is set out below.

The following information in respect of this case is provided by the Secretary of the Tribunals in accordance with the requirements of Article 12 of the Order:-

"the relevant judgment day" is: **4 November 2020**

"the calculation day" is: **5 November 2020**

"the stipulated rate of interest" is: **8%**

For and on Behalf of the Secretary of the Tribunals