



# THE EMPLOYMENT TRIBUNALS

**Claimant:** Peter Scott

**Respondent:** Wearmouth Construction and Plant Limited

**Heard at:** Newcastle CFCTC (By CVP) **On:** 3 February 2021

**Before:** Employment Judge Newburn

**Members:**

***Representation:***

**Claimant:** In person

**Respondent:** Claire Millns (Counsel)

## JUDGMENT

Upon a reconsideration of the Judgment given to the parties orally on 3 February 2021 on the Tribunal's own initiative under Rule 73 of the Employment Tribunals (Constitution & Rules of Procedure) Regulations 2013, Schedule 1 (and without a hearing) such Judgment is varied as reflected herein:

The Judgment of the Employment Tribunal is:-

1. Dismissal was by reason of redundancy.
2. The Claimant's claim for unfair dismissal is well-founded and the Respondent is ordered to pay a compensatory award in the net sum of £672. This is a net award.

Regulation 4(2) of the Employment Protection (Recoupment of Jobseekers Allowance & Income Support) Regulations 1996 apply to this award.

(a) Grand total:	£672
(b) Prescribed element:	£672
(c) Period of prescribed element from	10/7/20 to 24/7/20

(d) Excess of grand total over prescribed element      £0.00

## REASONS

The Tribunal had misdirected itself in providing the Claimant's award for unfair dismissal as a gross sum. The award is 2 weeks wages calculated at the furlough rate of 80% of the net weekly pay, which gives a total award on £672.

The hearing of 3 February 2021 had been a remote hearing which has not objected to by the parties. The form of remote hearing was video (V). A face to face hearing was not held because it was not practicable, no-one requested the same and all the issues could be determined in a remote hearing.

**EMPLOYMENT JUDGE NEWBURN**

**JUDGMENT SIGNED BY EMPLOYMENT  
JUDGE ON**

**10 February 2021**

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.

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