



EMPLOYMENT TRIBUNALS

Claimant: Mr R Hillery & others

Respondent: Bonds Foundry Company Limited

JUDGMENT

1. The complaint that the respondent failed to comply with a requirement of section 188 or section 188A of the Trade Union and Labour Regulations (Consolidation) Act 1992 is well founded;
2. The respondent is ordered to pay remuneration calculated in accordance with section 190 of the Trade Union and Labour Regulations (Consolidation) Act 1992 to all employees dismissed as redundant on or after 27th December 2019 whose names appear on the schedule hereto for the protected period;
3. The protected period is from 27th December 2019 to 25 March 2020;
4. The Employment Protection (Recoupment of Jobseeker's Allowance and income Support) Regulations 1996 apply. Regulation 6 imposes on the Respondent a duty to provide information to the Secretary of State. Regulation 7 postpones this award in order to enable the Secretary of State to serve a recoupment notice under Regulation 8. The full effect of Regulations 6, 7 and 8 is set out in Annexe to this Judgment.

Authorised by Employment Judge **Johnson**

Date 21 April 2021

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 shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.

Claimants

2501431/2020 Mr Roy Hillery
2501497/2020 Mr John Forster
2502112/2020 Mr Mark Bell
2502188/2020 Mr John Stewart
2500233/2021 & 2500258/2021 Mr Andrew Witten
2500241/2021 Mr Graeme Garland
2500441/2021 Mr Donald Willey