



# EMPLOYMENT TRIBUNALS

**Claimant:**

Mrs Mariola Rogala

**Respondent**

Olivier Delicatessen Limited

**Heard at:** Watford Employment Tribunal (Remote hearing via CVP)

**On:** 9 March 2021

**Before:** Employment Judge Hanning (sitting alone)

**Appearances:**

For the claimant: In Person

For the respondent: Did not attend

**COVID-19 Statement on behalf of Sir Keith Lindblom, Senior President of Tribunals**

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

## JUDGMENT

1. The Claimant was a worker of the Respondent within the meaning of section 230 of the Employment Rights Act 1996.
2. The Respondent failed to pay the Claimant for 22.5 days' annual leave at a daily rate of £90 which had accrued but not been taken when her employment ended and is ordered to pay the Claimant the sum of £2,025.
3. The Respondent was in breach of contract in failing to pay the Claimant for one week's notice and is ordered to pay the Claimant the sum of £450.
4. The claim for sick pay is not well founded and is dismissed
5. The claim for loss of earnings attributable to the dismissal is not well founded and is dismissed

Employment Judge Hanning

**Case Number: 3302746/2020 (V)**

9 March 2021

Sent to the parties on:

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For the Tribunal Office:

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