



EMPLOYMENT TRIBUNALS

Claimant

Respondent

Miss E. Die

v

H2C Gelati Ltd t/a Amorino

Heard at: London Central (by video)

On: 11 June 2021

Before: Employment Judge P Klimov, sitting alone

Representation

For the Claimant: in person

For the Respondent: Mr H. Attali, managing director

This has been a remote hearing which was not objected to by the parties. The form of remote hearing was by Cloud Video Platform (CVP). A face to face hearing was not held because it was not practicable due to the Coronavirus pandemic restrictions and all issues could be determined in a remote hearing.

JUDGMENT

1. The Claimant's claim for unfair dismissal is struck out.
2. The Respondent was in breach of contract by dismissing the Claimant without notice and is ordered to pay to the Claimant a net sum of £328.83, being damages for breach of contract.
3. The Respondent has made an unlawful deduction from the Claimant's wages in contravention of section 13 of the Employment Rights Act 1996 by failing to pay to the Claimant her wages for the period from 24 June 2020 to 6 July 2020 and is ordered to pay to the Claimant a gross sum of £684.00 and to account to HMRC for any tax and NI due.
4. The Respondent has made an unlawful deduction from the Claimant's wages in contravention of section 13 of the Employment Rights Act 1996 by failing to pay to the Claimant for 6.94 days of her accrued but untaken

holidays and is ordered to pay to the Claimant a gross sum of £527.44 and to account to HMRC for any tax and NI due.

5. The Respondent's counterclaim fails and is dismissed.

Employment Judge P Klimov
11 June 2021

Sent to the parties on:

11/06/2021

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For the Tribunals Office

Notes

Reasons for the judgment having been given orally at the hearing. Written reasons have been requested by the Respondent at the end of the hearing, in accordance with Rule 62(3) of the Rules of Procedure 2013 and will be provided in due course.

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.