



# THE EMPLOYMENT TRIBUNALS

**Claimant:** DIANE BARRY

**Respondent:** NICHOLAS MASON (trading as MASONS CAFÉ AND FOOD BAR)

**Heard at:** THE EMPLOYMENT TRIBUNAL AT NEWCASTLE UPON TYNE

**On:** MONDAY 14 JUNE 2021

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

***Representation:***

**Claimant:** Mr Philip Morgan (Counsel)  
**Respondent:** Mr Simon Mallett (Counsel)

## JUDGMENT

1. The Claimant's claim to a redundancy payment under section 163 of the Employment Rights Act 1996 is not well-founded and is dismissed.
2. The Claimant's breach of contract (notice) claim is not well-founded and is dismissed.
3. The Claimant's claim to accrued holiday pay upon termination is well-founded and the Respondent shall pay the Claimant £1,100.

**EMPLOYMENT JUDGE  
RODGER**

**Judgment signed by  
Employment Judge on:**

**14 June 2021**

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**Written reasons**

Written reasons will not be provided unless they are asked for by any party at the hearing itself or by a written request presented by any party within 14 days of the sending of the written record of the decision.