



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr M Huthwaite

**Respondent:** Gas Container Services Limited (in administration)

**Heard at:** Nottingham

**On:** 1 September 2021

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

## Representation

**Claimant:** In person

**Respondent:** No attendance

# JUDGMENT

## Employment Tribunals Rules of Procedure 2013 – Rule 21

The Respondent failed to submit a Response to the claim and the administrator has given consent for the claim to proceed.

On the information produced at the hearing, including the evidence of the Claimant, the Employment Judge gives judgment as follows:

1. The Claimant worked at a single establishment at which there was no recognized trade union.
2. The Respondent failed to organize the election of employee representatives and to consult with them in accordance with sections 188 and 188A of the Trade Union and Labour Relations (Consolidation) Act 1992 (“TULCRA”).
3. Accordingly, the Claimant’s complaint pursuant to section 189 TULCRA are well founded.
4. The Respondent is ordered to pay remuneration to the Claimant for a protected period of 90 days beginning on 9 April 2021.
5. The correct name of the Claimant is Matthew Huthwaite.

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Employment Judge Butler

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Date 2 September 2021