



EMPLOYMENT TRIBUNALS

Claimant: Mr Luciano Degrassi

Respondent 1: Walsh and Evans Plastering Contractors Limited

Respondent 2: Michael Walsh

HELD AT: Liverpool

ON:

2 June 2021

BEFORE: Employment Judge Shotter

Members: Mr Cunningham
Ms Plimley

REPRESENTATION:

Claimant: Mrs Whittaker (the claimant's Mother)

Respondent: Mr J Peel, employment law consultant

JUDGMENT

The unanimous judgment of the Tribunal is that:

1. The claimant was disabled for the purpose of section 6 of the Equality Act 2020 with the physical impairment of type 1 diabetes.
2. The claimant was not unlawfully discriminated against under sections 13 of the Equality Act 2010 and the claimant's claims of unlawful disability discrimination brought under sections 13 and 15 of the Equality Act 2010 are not well-founded and dismissed.
3. The respondent was not in breach of its duty to make reasonable adjustments, the claimant was not unlawfully discriminated against under sections 20 to 21 of the Equality Act 2010 and the claimant's claims of unlawful disability discrimination brought under sections 20 to 21 of the Equality Act 2010 are not well-founded and dismissed.
4. The claimant's claim for unpaid accrued holiday is dismissed upon withdrawal by the claimant.
5. The respondent is ordered to pay to the claimant by agreement unlawful deduction of wages of £68.88 SSP plus £130.52 by agreement totalling £199.40 from which there are no deductions due.

6. The claimant was dismissed without notice and his claim for wrongful dismissal is well founded. By agreement the respondent is ordered to pay notice pay in the sum of £163.13 from which there are no deductions due.
7. The respondent failed to provide a statement of terms and conditions of employment and by agreement it is ordered the respondent pays £652.52.

Employment Judge Shotter

2.6.21

JUDGMENT SENT TO THE PARTIES ON
29 September 2021

FOR THE SECRETARY OF THE TRIBUNALS



NOTICE

THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number: **2401731/2020**

Name of case: **Mr L Degrassi** v **1. Walsh & Evans
Plastering Contractors
Limited
2. Michael Walsh**

The Employment Tribunals (Interest) Order 1990 provides that sums of money payable as a result of a judgment of an Employment Tribunal (excluding sums representing costs or expenses), shall carry interest where the full amount is not paid within 14 days after the day that the document containing the tribunal's written judgment is recorded as having been sent to parties. That day is known as "*the relevant decision day*". The date from which interest starts to accrue is called "*the calculation day*" and is the day immediately following the relevant decision day.

The rate of interest payable is that specified in section 17 of the Judgments Act 1838 on the relevant decision day. This is known as "the stipulated rate of interest" and the rate applicable in your case is set out below.

The following information in respect of this case is provided by the Secretary of the Tribunals in accordance with the requirements of Article 12 of the Order:-

"the relevant judgment day" is: **29 September 2021**

"the calculation day" is: **30 September 2021**

"the stipulated rate of interest" is: **8%**

For the Employment Tribunal Office