



EMPLOYMENT TRIBUNALS

Claimant: Mr Adrian Wadey

Respondent: Capital Coin MACHINE Ltd (in liquidation)

Heard at: London South by CVP **On:** 1 June 2021

Before: Employment Judge Tsamados (sitting alone)

Representation

Claimant: In person and assisted by his wife

Respondent: No response received, did not attend and was not represented

This has been a remote hearing which was not objected to by the parties. The form of remote hearing was video by Cloud Video Platform (CVP). A face to face hearing was not held because it was not practical because of the Covid-19 virus.

JUDGMENT

The Judgment of the Employment Tribunal is as follows:

- (1) The time limit in which to present the claim is extended to 17 June 2020 under section 189(5) of the Trade Union & Labour Relations (Consolidation) Act 1992 ("TULRCA"). The Employment Tribunal therefore has jurisdiction to hear the claim.
- (2) The name of the respondent is amended to Capital Coin MACHINE Ltd (in liquidation) and the respondent's address is amended to that of the liquidators: Glyn Mummery & Julie Humphrey, Jupiter House, Warley Hill Business Park, The Drive, Great Warley, Brentwood, Essex, CM13 3BE. The liquidators are aware of this claim and so there is no need to re-serve the claim on them.
- (3) The respondent did not have a recognition agreement with a Trade Union and did not have or elect any employee representatives.
- (4) Over 20 employees were made redundant on 13 MARCH 2020 without prior consultation or notice.

- (5) The claimant pursues this claim as one of the affected employees who were made redundant.
- (6) The claimant's gross weekly pay at the time of his redundancy was £742.40 per week.
- (7) The claimant's claim for a declaration that the respondent failed to comply with the collective redundancy provisions of section 188 TULRCA is well founded.
- (8) The respondent is ordered to pay, pursuant to section 189(4) TULRCA, remuneration for the period of 90 days from 13 MARCH 2020 to all employees who were made redundant on that date, which included the claimant. For the avoidance of doubt, the Tribunal finds all employees were made redundant on this date.

**Employment Judge Tsamados
Date 8 June 2021**

Corrected on the 15 October 2021