



5

EMPLOYMENT TRIBUNALS (SCOTLAND)

Case No: 4104813/2020

10

Hearing Held in Glasgow by Cloud Video Platform (CVP) on 21-23 June 2021

Employment Judge B Beyzade

15

Mr. Gordon Graham

**Claimant
In person**

20

Derek Bertram Transport Limited

**Respondent
Represented by:
Mr. Gordon Beurskens,
Business Consultant**

25

JUDGMENT OF THE EMPLOYMENT TRIBUNAL

The judgment of the Tribunal is that:

30

35

1. The complaint of unfair dismissal is not-well founded and is dismissed;
2. the respondent was in breach of contract by failing to give the claimant notice of termination of employment and the respondent is ordered to pay the claimant the sum of £2000.00 [TWO THOUSAND POUNDS] (gross) from which tax and national insurance requires to be deducted, provided that the respondent intimates any such deductions in writing to the claimant and remits the sum deducted to Her Majesty's Revenue and Customs as damages for the said breach;
3. The claimant's complaint of unlawful deduction from wages (holiday pay) is not well-founded and is dismissed;

4. The claimant's claims for arrears of pay and other payments after the termination of the claimant's employment with the respondent having been withdrawn by the claimant, are dismissed under Rule 52 of the Rules contained in Schedule 1 of the *Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013*.

REASONS

1. Oral reasons were given for this judgment at the end of the hearing held via Cloud Video Platform (CVP) hearing.

I confirm that this is my judgment in the case of Mr Gordon Graham -v- Derek Bertram Transport Limited Case No 4104813/2020 and that I have signed the order by electronic signature.

Employment Judge: Beyzade Beyzade
Date of Judgment: 23 June 2021
Entered in register: 30 June 2021
and copied to parties

Note - Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing, or a written request is presented by either party within 14 days of the sending of this written record of the decision