



EMPLOYMENT TRIBUNALS

Claimant: Mr. S McGowan

Respondent: Chung Wang Limited

HELD AT: Manchester (Remotely, by CVP) **ON:** 14 October 2021

BEFORE: Employment Judge Wheat

REPRESENTATION:

Claimant: Mr. Tom Street, Solicitor

Respondent: Not represented

JUDGMENT

The judgment of the Tribunal is that:

Upon receipt of further information from the claimant, a determination on the available material was made under Rule 21(2) of the Employment Tribunals Rules of Procedure 2013 as follows:

- 1) The claimant's claim of Automatic Unfair Dismissal under S. 103A Employment Rights Act ('ERA') 1996 succeeds on the basis that the principal reason for his dismissal was the making of a protected disclosure.
- 2) The claimant's claim that as a result of making a protected disclosure he was subject to a detriment under S47(b) ERA 1996 succeeds.
- 3) The claimant's claim that he was entitled to a written statement of employment particulars under S1. ERA 1996 succeeds.

The claimant's claims in relation to liability having now been determined, a Final Hearing to determine Remedy will take place at 10am on 3 December 2021, before Employment Judge Wheat sitting alone, with a hearing length of 2 hours.

Employment Judge Wheat

Date: 14 October 2021

JUDGMENT SENT TO THE PARTIES ON
29 October 2021

FOR THE TRIBUNAL OFFICE

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.

This hearing was held by way of the HMCTS "Cloud Video Platform". Neither side requested an in person hearing and it was in accordance with the overriding objective to conduct the hearing by video conference call.