



EMPLOYMENT TRIBUNALS

Claimant

Respondent

Ms Yuk Fung Tsang

v

Papparich Group Limited

Heard at: London Central (via video)

On: 7 April 2022

Before: Employment Judge Klimov (sitting alone)

Representation:

For the Claimant: in person

For the Respondent: Mr A. Lloyd (company secretary)

Interpreter: Ms A. Lee

JUDGMENT

1. The claimant's "usual wages" for the purposes of her wages claim for the period when she was on furlough must be calculated based the higher of the wages earned in the corresponding calendar period in the previous year, or the average wages payable in the tax year 2019 to 2020.
2. The claimant was not on an annual leave in the period from July 2021 to October 2021. Her pay for that period must be recalculated accordingly, and in accordance with paragraph 1 of this judgment.
3. On the transfer of her contract of employment to the respondent from Colonial World Food (UK) Ltd, the claimant had 3.5 weeks of accrued holiday.
4. The claimant's holiday pay must be recalculated based on paragraphs 1, 2 and 3 of this judgment.

5. If remedy hearing is required, the parties must write to the Tribunal asking for the hearing to be listed.

Employment Judge P Klimov

7 April 2022

Sent to the parties on:

07/04/2022...

For the Tribunals Office

Notes

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.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant (s) and respondent(s) in a case.