



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr Paul Carney  
**Respondent:** Hintonpayne Ltd

**Heard at:** Birmingham (by CVP video hearing)

**On:** 23 March 2022

**Before:** Employment Judge Hena

## Representation

**Claimant:** In Person

**Respondent:** Mr Andy Hintonpayne – Director of Hintonpayne Ltd

# JUDGMENT

1. The claimant's complaint of unlawful deduction of wages against the respondent relating to 1 week's notice pay is well founded and succeeds. The respondent is ordered to pay to the claimant the sum of £603.65 gross.

2. The claimant's complaint of 2 days holiday pay against the respondent relating is well founded and succeeds. The respondent is ordered to pay to the claimant the sum of £280.00 gross.

3. There is a 10% ACAS uplift on the respondent's failure to pay the claimant his holiday pay of £24.00

4. The claimant's complaint that s.8 of the Employment Rights Act 1996 was breached by the respondent, by failing to provide him with all his payslips succeeds. The respondent is ordered to pay the claimant the sum of £603.65.

5. The claimant's complaint that the respondent failed to provide a contract of written particulars is dismissed.

In respect of the case management applications made prior to the hearing commencing the Tribunal found:

1. The respondent's application to postpone the hearing was refused.

2. The claimant's application to amend his claim to add a complaint of unfair dismissal is refused.

**Employment Judge Hena**

**23 March 2022**

#### 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.

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