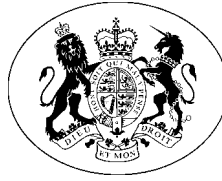


JUDGMENT



EMPLOYMENT TRIBUNALS

Claimants: 1. ROSS WHITTAKER
2. STUART PERROTT
3. NEIL ROBINSON

Respondents: 1. MCLCREATE LIMITED (IN ADMINISTRATION)
2. SECRETARY OF STATE FOR BUSINESS, ENERGY AND INDUSTRIAL STRATEGY

HELD AT: BIRMINGHAM EMPLOYMENT TRIBUNAL **ON:** 29/04/2022

BEFORE: EMPLOYMENT JUDGE MANLEY
Ms. J. MALATESTA
Mr. D. McINTOSH

REPRESENTATION

Claimants: In Person, no attendance by Mr. Robinson

Respondent: No attendance

JUDGMENT

The judgment of the Tribunal is that:

1. The First Respondent failed to consult, pursuant to the requirement to do so in section 188 of the Trade Union and Labour Relations (Consolidation) Act 1992.
2. The Tribunal declares that the Claimants' claims are well founded pursuant to section 189 (2) of the Trade Union and Labour Relations (Consolidation) Act 1992.

JUDGMENT

3. There shall be a protective award in respect of the employees dismissed as redundant by the First Respondent for the period of 90 days pursuant to section 189 (2) – (4) of the Trade Union and Labour Relations (Consolidation) Act 1992.
4. The Respondents are accordingly ordered to pay the Claimants remuneration pursuant to section 189 (4) of the Trade Union and Labour Relations (Consolidation) Act 1992 for the period of 90 days.

Employment Judge MANLEY

Date: 9/5/22