



EMPLOYMENT TRIBUNALS

Claimant: 1. Mr A Camacho
2. Miss A I Ramos Bermejo

Respondent: People Solutions Resourcing Limited

JUDGMENT

The respondent's application dated **29 December 2021** for reconsideration of the judgment sent to the parties on **16 December 2021** is refused in accordance with rule 72(1) of the Employment Tribunal's (Constitution and Rules of Procedure) Regulations 2013 because there is no reasonable prospect of the original decision being varied or revoked.

REASONS

1. At paragraph 29 I determined that the claimants were entitled to annual leave in accordance with the Working Time Directive and that leave would accrue from the start of the claimants' assignment.
2. At paragraph 43 I determined that the claimants' assignment began on 16 March 2020.
3. At paragraph 86 I determined that the claimants' employment with the respondent was from 16 March 2020 - 20 April 2020.
4. Clause 6.3 of the terms of employment cannot override the provisions of the Working Time Regulations 1998. A worker accrues annual leave throughout their employment, not just when on assignment.

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5. Regulations 13 and 13A of the Working Time Regulations 1998 entitle a worker to 5.6 weeks annual leave. Regulation 14 of the Working Time Regulations 1998 entitles a worker to compensation for accrued annual leave on termination of employment.
6. The claimants accrued leave during their period of employment with the respondent and are therefore entitled to compensation for accrued annual leave on termination of employment in accordance with regulation 14 of the Working Time Regulations 1998.

Employment Judge **Ainscough**
Date 1 June 2022

JUDGMENT SENT TO THE PARTIES ON
6 June 2022

FOR THE TRIBUNAL OFFICE