



EMPLOYMENT TRIBUNALS

Claimant: Mr S Murden and others

1st Respondent: NMCN PLC (In Administration)

2nd Respondent: Secretary of State for Business, Energy & Industrial Strategy

Heard at: Nottingham

On: 9 June 2022

Before: Employment Judge Phillips
Members: Mr J Akhtar and Ms H Andrews

Representation

Claimants: Mrs North, Solicitor

Mr Chamberlain: In person

1st Respondent: Did not attend

2nd Respondent: Did not attend

JUDGMENT

Upon the Tribunal considering the written representations of the Second Respondent and the Administrators for the first Respondent providing their consent for the proceedings to continue:

1. The claimant's complaints under section 189 of the Trade Union and Labour Relations (Consolidation) Act 1992 ("the 1992 Act") of a failure by the first respondent to comply with the requirements of section 188 of the 1992 Act are well-founded.
2. The Tribunal orders the first respondent by way of a protective award under section 189(3) of the 1992 Act to pay to the claimants in the attached schedule a payment equivalent to remuneration for the period of 90 days beginning on 6 October 2021.
3. The Employment Protection (Recoupment of Jobseeker's Allowance and Income Support) Regulations 1996 apply to this award.

Employment Judge Phillips

Date: 9 June 2022

JUDGMENT SENT TO THE PARTIES ON

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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.

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.

Schedule

2400157/2022 Miss Leyana Akbani -v- NMCN PLC & Others
2400158/2022 Mr Philip Allen -v- NMCN PLC & Others
2400159/2022 Mr Nigel Allen -v- NMCN PLC & Others
2400160/2022 Mrs Stephanie Ball -v- NMCN PLC & Others
2400161/2022 Mr Kieran Banks-Dutton -v- NMCN PLC & Others
2400162/2022 Mr Richard Bowen -v- NMCN PLC & Others
2400163/2022 Mr Luke James Butters -v- NMCN PLC & Others
2400164/2022 Mr John Caunter -v- NMCN PLC & Others
2400165/2022 Miss Susan Clark -v- NMCN PLC & Others
2400166/2022 Mr Gavin Clegg -v- NMCN PLC & Others
2400167/2022 Mr Rodrigo Davila Jimenez -v- NMCN PLC & Others
2400168/2022 Mr Christopher Gillespie -v- NMCN PLC & Others
2400169/2022 Mr Shane Hood -v- NMCN PLC & Others
2400170/2022 Ms Emma Hurt -v- NMCN PLC & Others
2400171/2022 Mr Adam McMullen -v- NMCN PLC & Others
2400172/2022 Mr Stuart Murden -v- NMCN PLC & Others
2400173/2022 Mrs Diane Noble -v- NMCN PLC & Others
2400174/2022 Mr Jonathan Nottingham -v- NMCN PLC & Others
2400175/2022 Mr Craig Ogden -v- NMCN PLC & Others
2400176/2022 Mr Ian Smith -v- NMCN PLC & Others
2400177/2022 Mr Ryan Stahlberger -v- NMCN PLC & Others
2400178/2022 Ms Claire Talbot -v- NMCN PLC & Others
2400179/2022 Miss Rachel Truman -v- NMCN PLC & Others
2400180/2022 Mr Paul Williamson -v- NMCN PLC & Others
2400181/2022 Mr James Yeomans -v- NMCN PLC & Others
2603339/2021 Mr Bailey Chamberlain v NMCN PLC & Others