



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4103107/2022**

**Mr J Marshall**

**Claimant**

**Brite Technical Services Ltd**

**Respondent**

## **JUDGMENT**

### **Rule 21 of the Employment Tribunal Rules of Procedure 2013**

No response has been presented to this claim and an Employment Judge has decided to issue the following judgment on the available material under rule 21:

- 1 The claimant was dismissed in breach of contract in respect of notice and the respondent is ordered to pay damages to the claimant in the sum of £1225.97 (one month's notice, net of Income Tax and Employee National Insurance contributions).
- 2 The respondent has failed to pay the claimant's holiday entitlement and is ordered to pay the claimant the sum of £436.58 (7 days' holiday pay). That sum is a gross amount. The respondent shall be at liberty to deduct from this sum prior to making payment to the claimant such amounts of Income Tax and Employee National Insurance Contributions (if any) as it may be required by law to deduct from a payment of earnings of that amount made to the claimant, and if it does so, duly

remits such sums so deducted to Her Majesty's Revenue and Customs, and provides to the claimant written evidence of the fact and amount of such deductions and of the sums deducted having been remitted to HMRC, payment of the balance to the claimant shall satisfy the requirements of this judgment.

3 The hearing listed on 17 August 2022 is cancelled.

**Employment Judge: C McManus**  
**Date of Judgment: 20 July 2022**  
**Entered in register: 21 July 2022**  
**and copied to parties**