



EMPLOYMENT TRIBUNALS

Claimant: Miss V Clark

Respondent: George Birchall Ltd (in voluntary liquidation)

Heard at: Midlands West

On: 26 July 2022

Before: Employment Judge Woffenden

Representation

Claimant: In person

Respondent: Did Not Attend and Was Not Represented

JUDGMENT

- 1 The claim is not struck out.
- 2 The preliminary hearing is converted to a final hearing under Rule 48 of the Employment Tribunal Rules of Procedure 2013 ('the Rules').
- 3 The respondent failed to present a valid response in time.
- 4 The Employment Tribunal has decided that a determination can be properly made of the claim in accordance with rule 21 of the Rules.
- 5 The claimant was dismissed by the respondent and was amongst some 120 employees who were dismissed as redundant on 10 September 2018.
- 6 I declare that the complaint that the respondent failed to comply with the requirements of section 188 of the Trade Union and Labour Relations (Consolidation) Act 1992 is well founded.
- 7 I make a protective reward in respect of the claimant and order the respondent to pay the claimant remuneration for the protected period of 90 days beginning on 10 September 2018.
- 8 The Recoupment Regulations apply.

Employment Judge Woffenden

Date 26 July 2022