



EMPLOYMENT TRIBUNALS

Claimant

Mrs A Moskaliova

v

Respondent

Cirkularis 8 Limited (In Liquidation)

RECORD OF A PRELIMINARY HEARING

Heard at:

Cambridge (CVP)

On: 17 June 2022

Before:

Employment Judge R Wood

Appearances

For the Claimant:

In Person

For the Respondent:

DNA

JUDGMENT

1. The claim for notice pay and unpaid holiday pay was allowed on a previous occasion. It was listed today for remedy.
2. The respondent has made unlawful deductions from the claimant's wages by failing to pay the claimant her holiday entitled of 12.5 days. The respondent is ordered to pay the claimant **£1,028**. This sum is a net figure.
3. The respondent was in breach of the claimant's contract by dismissing the claimant without notice and is ordered to pay damages of one month's salary amounting to **£2,555**. This sum is a net figure.

REASONS

1. In brief, the Claimant was engaged by the respondent in 2019 as a construction coordinator. She is a qualified architect. She seeks compensation for failure to make payment in respect of her notice period, and accrued holiday entitlement, both of which arise out of her dismissal on 12th August 2020. The Claimant did not have the requisite period of employment in order to bring a claim for unfair dismissal. I dismiss this claim

2. I find that the claimant was dismissed without notice on 12th August 2020. The respondent has not resisted the claims which remain extant. It has not advanced any evidence to establish that the claimant committed an act of gross misconduct. I accept the limited evidence I have read from the claimant that although she was on furlough and away from the UK, that she was in reasonable contact and was available to work if required.
3. I accept the claimant's evidence that she was entitled to one months' notice. This has not been contested by the respondent. The claimant's net months' salary was £2,555.
4. The claimant was entitled to 28 days annual leave. At the date of her dismissal, 12.5 days remained untaken and accrued. I accept the claimant's evidence about this. It was not contested by the respondent. The accrued holiday entitlement was £1,028.

Employment Judge R Wood

7 July 2022

Sent to the parties on:

02 August 2022

For the Tribunal Office: