



EMPLOYMENT TRIBUNALS

Claimant: Miss CL Fortune

Respondent: Carnatic Spa Limited

CERTIFICATE OF CORRECTION

Employment Tribunals Rules of Procedure 2013

The judgment sent to the parties on 24 June 2022 is amended under rule 69 of the Employment Tribunal Rules of Procedure 2013. The respondent was incorrectly named as “C-Beauty Limited”. The judgment has been amended to show that the respondent is “Carnatic Spa Limited”.

A copy of the amended document is attached to this certificate.

Employment Judge Horne
10 August 2022

SENT TO THE PARTIES ON
30 August 2022

FOR THE TRIBUNAL OFFICE

Important note to parties:

Any dates for the filing of appeals or reviews are not changed by this certificate of correction and corrected judgment. These time limits still run from the date of the original judgment, or original judgment with reasons, when appealing.



EMPLOYMENT TRIBUNALS

Claimant: Miss CL Fortune

Respondent: Carnatic Spa Limited

JUDGMENT

Employment Tribunals Rules of Procedure 2013 – Rule 21

1. The respondent made an unauthorized deduction from the claimant's holiday pay and is ordered to pay the claimant the gross sum of £1,151.40.
2. The claimant is entitled to a redundancy payment of £3,070.40.
3. The respondent breached the claimant's contract by failing to give notice of termination and is ordered to pay the claimant damages of £2,343.20.

Employment Judge Horne
Original version signed on 10 June 2022

Corrected version signed on 10 August 2022

ORIGINAL JUDGMENT SENT TO THE PARTIES ON 24 JUNE 2022

CORRECTED JUDGMENT SENT TO THE PARTIES ON 30 AUGUST 2022

AND ENTERED IN THE REGISTER

FOR THE TRIBUNAL OFFICE

Notes:

Case No: 2415148/2021

- (1) The respondent is entitled to make deductions from the judgment sum in respect of tax and national insurance, with the exception of the redundancy payment. If the amount is paid to the claimant gross without deductions, the claimant may be liable to pay tax and national insurance on the gross amount directly to Her Majesty's Revenue and Customs.
- (2) The final hearing listed for 30 June 2022 has been cancelled so far as it affects this claimant.



NOTICE

THE EMPLOYMENT TRIBUNALS (INTEREST) ORDER 1990

Tribunal case number: **2415148/2021**

Name of case: **Miss CL Fortune** v **Carnatic Spa Limited**

The Employment Tribunals (Interest) Order 1990 provides that sums of money payable as a result of a judgment of an Employment Tribunal (excluding sums representing costs or expenses), shall carry interest where the full amount is not paid within 14 days after the day that the document containing the tribunal's written judgment is recorded as having been sent to parties. That day is known as "*the relevant decision day*". The date from which interest starts to accrue is called "*the calculation day*" and is the day immediately following the relevant decision day.

The rate of interest payable is that specified in section 17 of the Judgments Act 1838 on the relevant decision day. This is known as "the stipulated rate of interest" and the rate applicable in your case is set out below.

The following information in respect of this case is provided by the Secretary of the Tribunals in accordance with the requirements of Article 12 of the Order:-

"the relevant judgment day" is: 24 June 2022

"the calculation day" is: 25 June 2022

"the stipulated rate of interest" is: **8%**

Mr S Artingstall
For the Employment Tribunal Office

INTEREST ON TRIBUNAL AWARDS

GUIDANCE NOTE

1. This guidance note should be read in conjunction with the booklet, 'The Judgment' which can be found on our website at www.gov.uk/government/publications/employment-tribunal-hearings-judgment-guide-t426

If you do not have access to the internet, paper copies can be obtained by telephoning the tribunal office dealing with the claim.

2. The Employment Tribunals (Interest) Order 1990 provides for interest to be paid on employment tribunal awards (excluding sums representing costs or expenses) if they remain wholly or partly unpaid more than 14 days after the date on which the Tribunal's judgment is recorded as having been sent to the parties, which is known as "the relevant decision day".
3. The date from which interest starts to accrue is the day immediately following the relevant decision day and is called "the calculation day". The dates of both the relevant decision day and the calculation day that apply in your case are recorded on the Notice attached to the judgment. If you have received a judgment and subsequently request reasons (see 'The Judgment' booklet) the date of the relevant judgment day will remain unchanged.
4. "Interest" means simple interest accruing from day to day on such part of the sum of money awarded by the tribunal for the time being remaining unpaid. Interest does not accrue on deductions such as Tax and/or National Insurance Contributions that are to be paid to the appropriate authorities. Neither does interest accrue on any sums which the Secretary of State has claimed in a recoupment notice (see 'The Judgment' booklet).
5. Where the sum awarded is varied upon a review of the judgment by the Employment Tribunal or upon appeal to the Employment Appeal Tribunal or a higher appellate court, then interest will accrue in the same way (from "the calculation day"), but on the award as varied by the higher court and not on the sum originally awarded by the Tribunal.
6. 'The Judgment' booklet explains how employment tribunal awards are enforced. The interest element of an award is enforced in the same way.