



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4101157/2020**

**Employment Judge M Whitcombe**

**Mr G Lunan**

**Claimant**

**The Wee Fish Shop Limited**

**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 £114.00.
- 2 The respondent has failed to pay the claimant's holiday entitlement and is ordered to pay the claimant the sum of £228.00.
- 3 There is no award for loss of Universal Credit because s.24 (2) of the Employment Rights Act 1996 can only apply if financial loss is attributable to a deduction from wages, whereas here the loss is said to be due to inaccurate and late reporting of earnings.

Employment Judge: Mark Whitcombe

Date of Judgment: 17 June 2020

Entered in register: 18 June 2020

and copied to parties