



# **EMPLOYMENT TRIBUNALS (SCOTLAND)**

**Case No: 4102304/2022**

**Mr Ross David William Clarkson**

**Claimant**

**Dem-Master Holdings Ltd**

**Respondents**

## **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 respondent has made an unauthorised deduction from the claimant's wages and is ordered to pay the claimant the sum of £665.13.
- 2 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 £420.
- 3 The respondent has failed to pay the claimant's holiday entitlement and is ordered to pay the claimant the sum of £2,268.
- 4 The claim for unfair dismissal is dismissed. The claimant did not have two years' continuous employment and the Employment Tribunal does not have jurisdiction to consider it.

## **REASONS**

(1) The claim for arrears of pay is calculated as follows:

£420 - lie week.

£176.88 - 67 days x 15 minutes for checking the vehicle as required by law.

£68.25 - pay for 8 December 2021 when sent home for refusing to drive a truck with faulty breaks.

Total -£665.13.

Employment Judge: Mary Kearns  
Date of Judgment: 16 September 2022  
Entered in register: 21 September 2022  
and copied to parties