



EMPLOYMENT TRIBUNALS

London South Employment Tribunal (remote) on 6th June 2022

Claimant

Between

Respondent

Thomas Walsh

&

JMR Recruitment Services Limited

Before

Judge M Aspinall (Sitting as an Employment Judge)

Appearances

Mr Walsh (in person)
Mr R O'Keeffe of counsel (for Claimant)
Mrs H Bullen (for Respondent)

FULL MERITS HEARING Judgment

1. The correct name of the Respondent is JMR RECRUITMENT SERVICES LIMITED and shall be so amended;
2. **I find** that the Claimant who was a worker as defined in s230(3) Employment Rights Act 1996;
3. **I declare** that the Respondent has made unauthorised deductions from the wages properly due to the Claimant, contrary to s13 Employment Rights Act 1996;
4. **I allow** the application, originally made by the Claimant in October 2021, to amend the claim to include a claim for Statutory Holiday Pay;
5. **I find** that the Claimant was entitled to receive two days paid holiday for the period in which he was a worker (Working Time Regulations). This was not paid on termination and he remains entitled to it.
6. **In light of the foregoing, I order**
 1. That the name of the Respondent shall be amended as above; and
 2. That the Respondent shall pay to the Claimant, forthwith, the sum of £460 gross in respect of unauthorised deductions from his wages; and
 3. That the claim is amended to include a claim for unpaid holiday pay; and
 4. That the Respondent shall pay to the Claimant, forthwith, the further sum of £460 gross in respect of unpaid holiday pay at the date on which his work ended

Judge M Aspinall on Monday, 6th June 2022

Note

Reasons for this judgment having been given orally at the hearing, written reasons will not be provided unless they are requested - by either party - within 14 days of this notice.

PUBLIC ACCESS TO EMPLOYMENT TRIBUNAL DECISIONS

Judgments and reasons for judgments of the Employment Tribunal are published in full. These can be found online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the parties in a case.