



EMPLOYMENT TRIBUNALS

Claimant: Mr D Donaghay

Respondent: Asda Stores Ltd

Heard at: Cardiff **On:** 6, 7, 8 June and 20, 21 July 2022

Before: Employment Judge S Moore

Representation

Claimant: In person

Respondent: Mr Wilson, Counsel

JUDGMENT

1. The claimant was unfairly dismissed contrary to S94 Employment Rights Act 1996. The claim succeeds. A remedy hearing shall be listed.
2. The claimant's claim for unfair dismissal contrary to S103A Employment Rights Act 1996 does not succeed and is dismissed.

Employment Judge S Moore

Date: 22 July 2022

JUDGMENT SENT TO THE PARTIES ON 25 July 2022

FOR THE TRIBUNAL OFFICE Mr N Roche

Notes

Reasons for the judgment having been given orally at the hearing, written reasons will not be provided unless a request was made by either party at the hearing or a written request is presented by either party within 14 days of the sending of this written record of the decision.

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.