



EMPLOYMENT TRIBUNALS

Claimants: Mr A Kettlewell
Mr S Winterburn

Respondents: 1. AGL Realisations Ltd (in administration)
2. Dorothy Perkins Online Limited

Heard at: Leeds **on:** 11 October 2022

Before: Employment Judge Cox
Members: Mrs J Lee
Mr M Taj

Representation:

Claimants: Mr Sharples, trade union legal officer
Respondent 1: Did not attend and was not represented
Respondent 2: Miss Scarborough, counsel

JUDGMENT

1. The claim of failure to consult on collective redundancies is dismissed on withdrawal by the Claimants.
2. The complaint that the First Respondent has failed to comply with Regulation 13 of the Transfer of Undertakings (Protection of Employment) Regulations 2006 is well-founded.
3. The First Respondent shall pay the Claimant Mr Kettlewell the sum of £4,380.48 in compensation for that failure.
4. The First Respondent shall pay the Claimant Mr Winterburn the sum of £4,153.44 in compensation for that failure.

Case No. 1803771/2021
1803772/2021

5. The Second Respondent is jointly and severally liable with the First Respondent in respect of the compensation payable under paragraphs 3 and 4 of this Judgment.

Employment Judge Cox
Date: 11 October 2022