



EMPLOYMENT TRIBUNALS

Claimant: Mr Charles Iseki

Respondents: (1) McColls Retail Group Limited (In administration)
(2) Christopher Richardson

Heard at: East London Hearing Centre

On: 2 November 2022

Before: Employment Judge John Crosfill

Members: Ms G Forrest
Ms S Jeary

Representation

Claimant: Ms Oliver, a lay representative

Respondents: Mr Singh, a Solicitor.

REMEDY and COSTS JUDGMENT

Remedy

1. The First Respondent is in administration and accordingly the claims against it are stayed.
2. The Claimant is awarded **£2,000** as compensation for injury to his feelings caused by the remark made by the Second Respondent which, for the purposes of assessing interest only, the Tribunal find was made on 23 March 2019.
3. The Claimant is entitled to interest pursuant to the Industrial Tribunals (Interest on Awards in Discrimination Cases) Regulations 1996 at a rate of 8% from 23 March 2019 to 2 November 2022. That is a total of **£578.63** in interest.
4. The Second Respondent is ordered to pay the Claimant the sum of **£2,578.63**
5. For the avoidance of doubt had the First Respondent not been in administration these sums would have been awarded on a joint and several basis.

Costs

6. The Tribunal find that the Claimant behaved unreasonably by arriving at the Tribunal almost 3 hours after the start of the hearing which would otherwise have been completed in less than a half day. We found he had no reasonable basis for assuming that the hearing would be postponed.
7. The Tribunal exercised its discretion to make an order that the Claimant pay the additional costs occasioned by his late arrival.
8. The Claimant is ordered to pay Christopher Richardson a contribution to the costs incurred on his behalf of **£510.00**

Employment Judge Crosfill
Date: 10 November 2022