



EMPLOYMENT TRIBUNALS

Claimant: Mr M Tomlinson-Allen

Respondent: BSP (Knockholt) Ltd

Heard at: London South Employment Tribunal
On: 14 June 2022

Before: Tribunal Judge Milivojevic acting as an Employment Judge

Representation

Claimant: In person

Respondent: Did not attend

REMEDY JUDGMENT

It is the Judgment of the Tribunal that:

1. The Respondent shall pay forthwith to the Claimant the sum of £797.50 gross, as a payment for accrued but untaken annual leave at the date of the termination of the Claimant's employment.
2. The Respondent shall pay forthwith to the Claimant the sum of £1,750 net, as compensation for the statutory notice pay which was due to the Claimant.
3. Subject to 4 and 5 below the Respondent shall pay forthwith the following to the Claimant as compensation for unfair dismissal:
 - a) a basic award of £2,421; and
 - b) a sum for loss of statutory employment rights of £500; and
 - c) a compensatory award of £5,800.
4. The Employment Protection (Recoupment of Benefits) Regulations 1996 apply to this award.
 - (a) the total award is £8,721
 - (b) the "Prescribed Element" is £5,800
 - (c) the "Prescribed Period" is 28/11/2020 to 14/06/2021
 - (d) the amount by which the monetary award exceeds the Prescribed Element is £2,921.00

5. Payment of the prescribed element in the sum of £5,800 shall be stayed until the Secretary of State has served on the Respondent a recoupment notice in respect of Income Support received by the Claimant or has notified the Respondent that it does not intend to serve such notice.

**Tribunal Judge Milivojevic acting as an
Employment Judge**

Date 30 June 2022