



EMPLOYMENT TRIBUNALS

Claimant: Mr Alan A. Davies
Respondent: Farmers Fresh Limited
Heard at: Midlands West (by Cloud Video Platform)
On: 6 April 2023
Before: Employment Judge Power (sitting alone)

Representation

Claimant: Mr Hill, trade union representative
Respondent: Mr M Green, Counsel

JUDGMENT

The judgment of the tribunal is that the Claimant's claim of unlawful deduction from wages:

1. in respect of a failure to make overtime payments for the period 27 November 2020 to 2 December 2022 (related to time worked prior to the Claimant's morning shift start time) is not well-founded and is dismissed.
2. in respect of a failure to include the Claimant's early start and attendance allowances in the calculation of holiday pay for the period 27 November 2020 to 2 December 2022 is well-founded and succeeds. The Respondent admits liability and that the sum owed to the Claimant is £872. A payment has already been made by the Respondent to the Claimant and accepted in discharge of the sum owed.

Employment Judge Power
6 April 2023

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.

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