

EMPLOYMENT TRIBUNALS

Claimant:	Mr G MacDonald					
Respondent:	Woodhouse Barry (Construction) Limited (In creditors voluntary liquidation)					
Heard at:	Leeds	On:	14 th and 15 th June 2023			
Before:	Employment Judge Moxon					
Representatio	n					

Claimant:	Mr P MacDonald, the Claimant's brother					
Respondent:	Mr Hilling, Limited	director	of	Woodhouse	Barry	(Construction)

JUDGMENT

- 1. The name of the Respondent is amended by consent to Woodhouse Barry (Construction) Limited (In creditors voluntary liquidation).
- 2. The Claimant was constructively dismissed by the Respondent.
- 3. The dismissal was unfair.

Basic award

- 4. It is just and equitable to reduce the basic award by 35% on account of the Claimant's conduct.
- 5. The Respondent shall pay a basic award of £8,536.45 net of the reduction in paragraph 4.

Compensatory award

6. The Claimant contributed to his own dismissal such that it is just and equitable to make a reduction of any award of 35%.

7. Upon the Claimant having suffered no financial losses consequent upon the dismissal, there shall be a compensatory award in the sum of £325 to compensate for loss of statutory rights only net of the reduction in paragraph 6.

<u>Total</u>

8. The Respondent shall therefore pay the basic and compensatory awards to the Claimant in the aggregate sum of £8,861.45

Employment Judge Moxon
Date: 15 th June 2023
JUDGMENT SENT TO THE PARTIES ON
FOR THE TRIBUNAL OFFICE

<u>Note</u>

Written reasons will not be provided unless 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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Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employmenttribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.