



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss T Gittens

**Respondent:** JD Fitness Group Limited

**Heard at:** London South (by video)

**On:** 18 May 2023

**Before:** Employment Judge G Cawthray

**Representation**

**Claimant:** In person, not legally qualified. Accompanied by Mr. Leonce (Step-Father – not legally qualified)

**Respondent:** Did not attend

## JUDGMENT

1. The name of the Respondent is JD Fitness Group Limited.
2. The Respondent has made an unauthorised deduction from the Claimant's wages by failing to pay the Claimant the full amount of wages due between 9 October 2022 and her last day of employment on 13 October 2022. The Respondent is ordered to pay to the Claimant the gross sum of £323.08 (daily rate of £80.77 x 4 days) in respect of the amount unlawfully deducted. The Respondent is entitled to make any deductions which are due for tax and national insurance purposes.
3. The Respondent has made an unauthorised deduction from wages by failing to pay the Claimant in lieu of accrued but untaken annual leave on termination of employment. Between 22 February and 13 October 2022 the Claimant accrued 18 days holiday. The Claimant took 7 days holiday. Accordingly, upon ending employment she was owed 11 days of accrued but untaken holiday. The respondent is ordered to pay to the Claimant the gross sum of £888.47 (11 days x daily rate of £80.77) in respect of the amount unlawfully deducted. The Respondent is entitled to make any deductions which are due for tax and national insurance purposes.

Employment Judge G Cawthray

Date 18 May 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.

**Public access to employment tribunal decisions**

Judgments and reasons for the judgments are published, in full, online at [www.gov.uk/employment-tribunal-decisions](http://www.gov.uk/employment-tribunal-decisions) shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.