



EMPLOYMENT TRIBUNALS

Claimant: Mr M Fillipinski
Respondent: London Tower Crane Hire and Sales Ltd.
Heard at: East London Hearing Centre (by Cloud Video Platform)
On: 16 June 2023
Before: Employment Judge B Elgot
Members: Ms G McLaughlin
Ms J Isherwood

Representation

Claimant: Mr P Powlesland, Counsel
Respondent: Ms K Hosking, Counsel

The Tribunal gave judgment as follows:

JUDGMENT ON REMEDY

1. The Claimant having succeeded in his claim of unfair constructive dismissal and the liability judgment dated 27 April 2023 having been sent to the parties with written reasons we make the following award of compensation for unfair dismissal :-
2. The basic award is £ 7,263.00
3. The compensatory award is £ 9806.99 calculated as follows:-
 - A) Immediate loss of earnings from the date of dismissal on 5 August 2020 to 3 March 2021 which is 30 weeks
$$30 \text{ weeks} \times \text{£ } 711.87 \text{ (which is the net weekly wage)} = \text{£}21,356.10$$
 - B) Pension loss of employer's contribution at 3% = £640.68Total £ 21,996.78

C) Add loss of statutory rights	£400.00
Sub total	£22,396.78
D) Less the one week's notice pay received from the Respondent -	£711.87
E) Less the wages earned in mitigation during the relevant 30 week period	
Frank Finn Plumbing	£5030.23
Indigo Services Ltd for the period up to and including 3 March 2012	£7192.96
Total deducted	
£711.87 + £12,223.19	£12,935.06
The total compensatory award is £ 21,996.78 + 400 = £22,396.78	
Less £12,935.06 = £9461.72	
Total Compensatory Award is £9461.72	
Add Basic Award	£7263
The grand total payable by the Respondent to the Claimant within 21 days is	
£ 16 724.72	

Employment Judge B Elgot
Dated: 20 June 2023