



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr S Smart  
**Respondent:** A Hyatt Contractors Limited  
**Heard at:** London South Hearing Centre by CVP  
**On:** 19/05/23  
**Before:** Employment Judge McLaren

## **Representation**

Claimant: In person  
Respondent: did not attend

## **JUDGMENT**

1. The claim for unpaid holiday pay succeeds. The claimant is entitled to 2.64 days unpaid holiday.
2. The claim for breach of contract, being failure to pay notice pay, succeeds.
3. The claimant's employment was ended by reason of redundancy and is entitled to statutory redundancy pay
4. The claimant is awarded
  - i. £316.80 (gross) being 2.6 days unpaid accrued annual leave; and
  - ii. £600 (gross) being 1 week's notice pay, the claimant mitigated his loss after one week; and
  - iii. £1, 713 statutory redundancy pay (calculated as  $2 \times 1.5 \times \text{£}571$ )

Employment Judge McLaren

19 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.