



EMPLOYMENT TRIBUNALS

Claimant: Mr B Elsworthy

Respondent: Deli Number 4 Hexham Limited

JUDGMENT ON LIABILITY AND REMEDY

Employment Tribunals Rules of Procedure 2013 – Rule 21

The Judgment of the Employment Tribunal is as follows:

1. The claimant's claim for the unauthorised deduction of wages pursuant to section 13 of the Employment Rights Act 1996 is well-founded and succeeds.
2. The respondent is ordered to pay to the claimant gross wages in the sum of £480.77, subject to any statutory deduction the respondent may be obliged to make.
3. The claimant's claim for notice pay is well-founded and succeeds.
4. The respondent is ordered to pay to the claimant notice pay in the sum of £480.77 gross, subject to any statutory deductions the respondent may be obliged to make.
5. The claimant's claim for accrued and outstanding holiday pay pursuant to Regulation 14 of the Working Time Regulations 1998 is well-founded and succeeds.
6. The respondent is ordered to pay to the claimant gross holiday pay in the sum of £279.32, subject to any statutory deductions the respondent may be obliged to make.
7. Total award = £1240.86

REASONS

1. The Claimant made an application to the Employment Tribunal on 17 May 2023 claiming for unpaid wages from 28 February to 5 March 2023 in the sum of £480.77 gross, notice pay from 6 March to 13 March 2023 in the sum of £480.77 gross and holiday pay in the sum of £279.32 gross. After reservice on the correct address for the respondent, the respondent was required to file a response by 23 August 2023. The respondent has failed to file a response.
2. The above Judgement has been entered on the basis of the information provided by the claimant on the ET1 form.

Employment Judge Arullendran

Case No:2500927/2023

Date: 18 September 2023