



# EMPLOYMENT TRIBUNALS

**Claimant:** Mr H Jones

**Respondent:** Ford Mainwaring Limited

**Heard at:** Birmingham (by CVP)

**On:** 10 October 2023

**Before:** Employment Judge Bennett

## REPRESENTATION:

**Claimant:** Mr Jones, Claimant's grandfather

**Respondent:** Ms Letts, Employment Tribunal Advocate

# JUDGMENT

The judgment of the Tribunal is as follows:

## Notice Pay

1. The complaint of breach of contract in relation to notice pay is well-founded.
2. The respondent shall pay the claimant **£1,321.92** as damages for breach of contract. This figure has been calculated using gross pay to reflect the likelihood that the claimant will have to pay tax on it as Post Employment Notice Pay.

## Apprenticeship training

3. The complaint that the respondent was in breach of contract by failing to provide the claimant with apprenticeship training is not well-founded and is dismissed.

## Failure to provide a written statement of employment particulars

4. The respondent was not in breach of its duty under s38 Employment Act 2002 to provide the claimant with a written statement of employment particulars.

At the outset of the hearing the Tribunal also gave judgment on a preliminary issue as follows:

### **Strike Out**

5. The complaint of breach of contract in respect of apprentice training is not struck out under Employment Tribunal Rule 37(1)(a) on the grounds that it has no reasonable prospect of success.

**Employment Judge Bennett  
10 October 2023**