



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case Number: 4104163/2023

Ms E Rygas

Claimant

Healthy Nibbles Limited

Respondent

JUDGMENT

Rule 21 of the Employment Tribunal Rules of Procedure 2013

No response has been presented to this claim and an Employment Judge has decided to issue the following judgment on the available material under rule 21:

1. The respondent has made an unauthorised deduction from the claimant's wages and is ordered to pay the claimant the gross sum of £5,232. This is the sum total of deductions made during March 2023 (£1,744), April 2023 (£1,744) and May 2023 (£1,744).
2. The complaint of holiday pay, having been withdrawn by the claimant, is dismissed under Rule 52 of the Rules contained in Schedule 1 of the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013.
3. The respondent shall be at liberty to deduct from the above sums prior to making payment to the claimant such amounts of Income Tax and Employee National Insurance Contributions (if any) as it may be required by law to deduct from a payment of earnings of that amount made to the claimant, and if it does so, duly remits such sums so deducted to HM Revenue and Customs, and provides to the claimant written evidence of the fact and amount of such deductions and of the sums deducted having been remitted to HMRC, payment of the balance to the claimant shall satisfy the requirements of this judgment.
4. The hearing listed on 12 October 2023 is cancelled.

Employment Judge: M Sutherland
Date of Judgment: 05 October 2023
Entered in register: 09 October 2023
and copied to parties