



EMPLOYMENT TRIBUNALS

Claimant: Mr R Sturgess and Others (see Schedule)
Respondents: (1) Vivarail Ltd (in administration)
(2) The Secretary of State For Trade

Heard at: Midlands West (by CVP)

On: 30/10/2023
Before: Employment Judge Mr J S Burns

Representation

Claimants: Ms N Toner (Solicitor)
Respondents: no appearance

JUDGMENT

1. The complaints that the First Respondent breached its duty to consult in section 188 TULCA 1992 are well founded.
2. The First Respondent must pay protective awards as contemplated by sections 189 and 190 to each of the Claimants in the Schedule for the period of 70 days starting on 1st December 2022.

Note: if written reasons are required a request must be received by the Tribunal within 14 days of the date that this document is sent to the parties.

Employment Judge Burns
30/10/2023

Schedule

Claimant	Case Number	Place of Work	EDT
Keith Allchurch	1302386/2023	Southam and others	01/12/2022
Christopher Bailey	1302387/2023	Mobile	12/12/2022
David Bailey	1302388/2023	Birkenhead and others	12/12/2022
Timothy Bird	1302389/2023	Mobile	06/12/2022
Michael Burton	1302390/2023	Seaham and others	01/12/2022
Ian Cable	1302391/2023	Mobile	12/12/2022
Paul Claughton	1302392/2023	Southam and others	01/12/2022
Benjamin Davies	1302393/2023	Bletchley and others	01/12/2022
Paul Hinchcliffe	1302394/2023	Southam and others	01/12/2022
Oliver Jenkins	1302395/2023	Southam	01/12/2022
Matthew Kirk	1302396/2023	Mobile	01/12/2022
Tibor Kovasznai	1302397/2023	Seaham and others	12/12/2022
Matthew Lee	1302398/2023	Southam and others	01/12/2022
Robert Mason	1302399/2023	Seaham and others	01/12/2022
Allison McLeod	1302400/2023	Southam	01/12/2022
Adam Mitten	1302987/2023	Bletchley and others	05/12/2022
Philip Nergaard	1302401/2023	Southam and others	13/01/2023
Lewis Potts	1302402/2023	Seaham and others	01/12/2022
Steven Rowell	1302403/2023	Seaham and others	12/12/2022
Mark Sinfield	1302404/2023	Isle of Wight and others	01/12/2022
Raymond Stevens	1302405/2023	Southam	01/12/2022
Richard Sturgess	1302385/2023	Bletchley and others	12/12/2022
Mark Williams	1302406/2023	Southam and others	31/01/2023
Andrew Wyatt	1302407/2023	Southam and others	01/12/2022