



# EMPLOYMENT TRIBUNALS

**Claimant:** Miss E. Donegan

**Respondent:** Beer & Young Ltd

**Heard at:** London Central (CVP)

**On:** 22 November 2023

**Before:** Tribunal Judge Peer acting as an Employment Judge

**Representation:**

Claimant: In person

Respondent: No appearance

## JUDGMENT

### Employment Tribunal Procedure Rules 2013 – Rule 21

- (1) The respondent having failed to attend the hearing or defend the claim issued on 11 August 2023:
  - a. discretion is not exercised to postpone the hearing under rule 30A(2) of the Employment Tribunal Procedure Rules 2013;
  - b. the respondent failed to make an application for an extension of time to defend the claim which complied with rule 20 of the Employment Tribunal Procedure Rules 2013 and an extension of time is refused;
  - c. a determination can properly be made of the claim in accordance with rule 21 of the Procedure Rules.
- (2) The claimant's claim for holiday pay succeeds and the respondent is ordered to pay the claimant the sum of £1,038.46 being the gross sum due.
- (3) The respondent was in breach of contract for terminating the claimant's employment without written notice and is ordered to pay to the claimant damages of £2,500.00 gross for that breach.
- (4) The respondent is therefore ordered to pay the claimant £3,538.46 in total subject to deduction of tax and any national insurance contributions due before payment to the claimant.

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Tribunal Judge Peer acting as an Employment Judge

**Case No: 2213541/2023**

Date 22 November 2023

JUDGMENT SENT TO THE PARTIES ON

.22/11/2023

FOR THE TRIBUNAL OFFICE

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.

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