



EMPLOYMENT TRIBUNALS

Claimant

Mr N Walton

v

Respondent

Wicker Tyres (UTE) Ltd

Heard at: Sheffield (by CVP)

On: 18 December 2023

Before: Employment Judge James

Representation

For the Claimant: In person

For the Respondent: Ms J Nkusia and Mr S Briggs

JUDGMENT

Following a discussion about the number of days accrued but untaken holiday due to the claimant on the termination of his employment and the daily rate applying to those days, it was agreed that the claimant was entitled to 3.6 days holiday at £102.25 per day, from which the respondent will deduct the appropriate amounts for tax and national insurance. The claimant is expecting the net sum of £306. The judgment of the tribunal is that:

- (1) The claim for unauthorised deduction of wages succeeds (s.13 Employment Rights Act 1996) and the respondent is ordered to pay to the claimant the sum of £368.10 less lawful deductions for tax and NI.
- (2) The claimant having confirmed that he did not intend to pursue a claim in relation to the respondent's failure to provide him with a statement particulars of employment, no declaration or compensation is ordered in relation to that matter.

Employment Judge James
North East Region

Dated 18 December 2023

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.

Public access to employment tribunal decisions

All judgments (apart from those under rule 52) and any written reasons for the judgments are published, in full, online at <https://www.gov.uk/employment-tribunal-decisions> shortly after a copy has been sent to the claimants and respondents.

Recording and Transcription

Please note that if a Tribunal hearing has been recorded you may request a transcript of the recording, for which a charge may be payable. If a transcript is produced it will not include any oral judgment or reasons given at the hearing. The transcript will not be checked, approved or verified by a judge. There is more information in the joint Presidential Practice Direction on the Recording and Transcription of Hearings, and accompanying Guidance, which can be found here:

<https://www.judiciary.uk/guidance-and-resources/employment-rules-and-legislation-practice-directions/>