



EMPLOYMENT TRIBUNALS

Claimant: Daniel Jaderko

Respondent: Catey Hillier

Heard at LONDON SOUTH
Remotely via CVP

On: 8 December 2023

Before EMPLOYMENT JUDGE N COX
sitting alone

Appearances:

For the Claimant: Mr Jaderko (in person)

For the Respondent: No attendance

JUDGMENT

The judgment of the Tribunal is as follows:

1. The Tribunal does not have jurisdiction to consider the complaint of unfair dismissal because the claimant was not continuously employed for a period of two years ending on the effective date of termination. The complaint of unfair dismissal is struck out.
2. The complaint of unauthorised deductions from wages is well-founded. The respondent made an unauthorised deduction from the claimant's wages in the weeks 30 January 2023 to 5 February 2023 and 27 March 2023 to 31 March 2023.

3. The respondent shall pay the claimant £734.00, which is the gross sum deducted. The claimant is responsible for the payment of any tax or National Insurance on this sum.
4. The respondent failed to pay the claimant notice pay for the period 27 March 2023 to 31 March 2023. The sum payable as notice pay is included the sum awarded under paragraph 3 for deduction of wages. There is no separate sum awarded for non-payment of notice pay.
5. At the time the proceedings were begun, the Respondent was in breach of her obligation to provide a written statement of particulars compliant with section 1 of the Employment Rights Act 1996. The Tribunal awards the claimant the minimum sum of 2 weeks pay required by section 38(2) of the Employment Act 2002.
6. The respondent shall pay the claimant the sum of £734 gross under section 38(2) of the Employment Act 2002. The claimant is responsible for the payment of any tax or National Insurance on this sum.
7. The respondent shall pay the claimant the total sum of £1468.

Employment Judge N Cox
Date: **8 December 2023**

Judgment sent to the parties and entered in the Register on: **18 January 2024**

for the Tribunal Office

Note

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

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.