



EMPLOYMENT TRIBUNALS

Claimant: Ms. E. Broden-Barbareau

Respondent: Goodfella Beckenham Ltd. (in Voluntary Liquidation)

Heard at: London South (by CVP)

On: 19 January 2024

Before: Judge Callan (sitting alone)

REPRESENTATION:

Claimant: Did not attend

Respondent: Did not attend

JUDGMENT

Rule 47 of the Employment Tribunals (Constitution and Rules of Procedure) applied. Enquiries were made as to the reasons for the absence of the parties. Having determined there was information available to proceed with the hearing, it was considered proportionate to do so. The judgment of the Tribunal is as follows:

Wages

1. The complaint of unauthorised deductions from wages is well-founded. The respondent made an unauthorised deduction from the claimant's wages in the period 19 August to 15 September 2022. The original sum due (£1598.50) was reduced by payments admitted by the respondent to have been made in the sum of £130 on 10/11/2022 and £100 on 25/11/2022.
2. The respondent shall pay the claimant **£1,368.50**, which is the gross sum deducted. The claimant is responsible for the payment of any tax or National Insurance.

Unfair Dismissal

3. The claimant ticked box 8.1 in the claim form indicating that she was bringing a complaint of unfair dismissal. She lacked the necessary service to bring a complaint of unfair dismissal contrary to s98 Employment Rights Act 1996 (the Act) and did not particularise a complaint of unfair dismissal under any

other provision within Part X. of the Act. To put the matter beyond doubt, any claim of unfair dismissal within this application is struck out as having no reasonable prospects of success.

**Judge Callan
19 January 2024**